

that the California dairy industry has no respect for the U.S. Congress or USDA's internal politics. They had a chance to correct the make allowance inequity this past month and thumbed their nose at the rest of the United States.

Lakeshore Federated Dairy Cooperative is made up of three Capper-Volstead Cooperatives: Manitowoc Milk Producers Cooperative, Milwaukee Cooperative Milk Producers, Brookfield, WI, and Mid-West Dairymens Co., Rockford, IL. The combined membership of the three cooperatives includes 6,200 farm families located in Wisconsin, Illinois, Michigan, Minnesota and Iowa.

The cost to administrate this new section in the 1995 Farm Bill is zero. The CCC will make a calculation once for the States with milk pricing schemes and use the same reduction on the price per pound of products purchased by the CCC. This price per pound reduction will also reduce spending by USDA.

Members of our cooperatives feel there is little downside to your proposed legislation. There have been scenarios as to the shift of milk from cheese to NFDM production or the shift of milk from NFDM production to cheese production. These are unpublished studies with questionable assumptions and conclusions.

We would like to thank you and your staff for supporting this make allowance issue. If our cooperatives can be of any assistance to you, please let us know.

Sincerely,

DENNIS DONOHUE,
Manitowoc Milk
Producers Cooperative.

JAMES BIRD,
Milwaukee Cooperative
Milk Producers.

JOHN TREI,
Mid-West Dairymens Company.

ADDITIONAL COSPONSORS

S. 240

At the request of Mr. DOMENICI, the name of the Senator from New Hampshire [Mr. GREGG] was added as a cosponsor of S. 240, a bill to amend the Securities Exchange Act of 1934 to establish a filing deadline and to provide certain safeguards to ensure that the interests of investors are well protected under the implied private action provisions of the act.

S. 252

At the request of Mr. LOTT, the name of the Senator from Maine [Ms. SNOWE] was added as a cosponsor of S. 252, a bill to amend title II of the Social Security Act to eliminate the earnings test for individuals who have attained retirement age.

S. 254

At the request of Mr. LOTT, the name of the Senator from California [Mrs. BOXER] was added as a cosponsor of S. 254, a bill to extend eligibility for veterans' burial benefits, funeral benefits, and related benefits for veterans of certain service in the U.S. merchant marine during World War II.

S. 256

At the request of Mr. BRADLEY, his name was added as a cosponsor of S. 256, a bill to amend title 10, United States Code, to establish procedures for determining the status of certain missing members of the Armed Forces and

certain civilians, and for other purposes.

SENATE RESOLUTION 83

At the request of Mr. FEINGOLD, the name of the Senator from Virginia [Mr. ROBB] was added as a cosponsor of Senate Resolution 83, a resolution expressing the sense of the Senate regarding tax cuts during the 104th Congress.

AMENDMENT NO. 430

At the request of Mr. McCONNELL his name was added as a cosponsor of amendment No. 430 proposed to H.R. 1158, a bill making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, and for other purposes.

SENATE RESOLUTION 98—RELATING TO TAX AVOIDANCE BY CERTAIN AMERICAN CITIZENS

Mr. KENNEDY submitted the following resolution; ordered to lie over, under the rule:

S. RES. 98

Resolved, it is the sense of the Senate that—

(1) the Congress of the United States should act as quickly as possible to amend the Internal Revenue Code to end the tax avoidance by United States citizens who relinquish their United States citizenship; and
(2) The effective date of such amendment to the Internal Revenue Code should be February 6, 1995.

AMENDMENTS SUBMITTED

EMERGENCY SUPPLEMENTAL APPROPRIATIONS ACT OF 1995

EXON AMENDMENT NO. 442

(Ordered to lie on the table.)

Mr. EXON submitted an amendment intended to be proposed by him to amendment No. 420 proposed by Mr. HATFIELD to the bill (H.R. 1158) making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, and for other purposes; as follows:

At the appropriate place in the pending substitute amendment add the following:

SEC. . LIMITATION ON FUNDING OF ABORTIONS.

None of the funds appropriated under Public Laws 103-112 and 103-333 shall be expended for any abortion except when it is made known to the Federal entity or official to which funds are appropriated under such Act that such procedure is necessary to save the life of the mother or that the pregnancy is the result of an act of rape or incest: *Provided*, That, effective October 1, 1993, and notwithstanding any other law, each State is and remains free not to fund abortions to the extent that the State in its sole discretion deems appropriate, except where the life of the mother would be endangered if the fetus were carried to term.

PRESSLER AMENDMENT NO. 443

(Ordered to lie on the table.)

Mr. PRESSLER submitted an amendment intended to be proposed by him

to amendment No. 420 proposed by Mr. HATFIELD to the bill H.R. 1158, supra; as follows:

Beginning on page 41, line 21, strike “: *Provided*” and all that follows through page 42, line 3, and insert a period.

PRESSLER (AND OTHERS) AMENDMENT NO. 444

(Ordered to lie on the table.)

Mr. PRESSLER (for himself, Mr. D'AMATO, and Mr. WARNER) submitted an amendment intended to be proposed by him to amendment No. 420 proposed by Mr. HATFIELD to the bill H.R. 1158, supra; as follows:

On page 33, strike lines 1 through 5.

On page 12, line 25, strike “\$5,000,000” and insert “\$21,293,000”.

DASCHLE (AND OTHERS) AMENDMENT NO. 445

Mr. DASCHLE (for himself, Mr. KENNEDY, Mr. DORGAN, Mr. HARKIN, Mr. CAMPBELL, and Mr. KOHL) proposed an amendment to amendment No. 420 proposed by Mr. HATFIELD to the bill H.R. 1158, supra; as follows:

In the pending amendment strike all after the first word and insert the following:

“the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to provide additional supplemental appropriations and rescissions for the fiscal year ending September 30, 1995, and for other purposes, namely:

TITLE I—SUPPLEMENTALS AND RESCISSIONS

CHAPTER I

DEPARTMENT OF AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES

DEPARTMENT OF AGRICULTURE AGRICULTURAL RESEARCH SERVICE (TRANSFER OF FUNDS)

For an additional amount for necessary expenses of the Agricultural Research Service, \$2,218,000, to be derived by transfer from “Nutrition Initiatives”, Food and Consumer Service.

FOOD SAFETY AND INSPECTION SERVICE

For an additional amount for salaries and expenses of the Food Safety and Inspection Service, \$9,082,000.

COMMODITY CREDIT CORPORATION FUND

FOOD FOR PROGRESS

Notwithstanding any other provision of law, no funds of the Commodity Credit Corporation in excess of \$50,000,000 for fiscal year 1995 (exclusive of the cost of commodities in the fiscal year) may be used to carry out the Food for Progress Act of 1985 (7 U.S.C. 1736o) with respect to commodities made available under section 416(b) of the Agricultural Act of 1949: *Provided*, That of this amount not more than \$20,000,000 may be used without regard to section 110(g) of the Food for Progress Act of 1985 (7 U.S.C. 1736o(g)). The additional costs resulting from this provision shall be financed from funds credited to the Corporation pursuant to section 426 of Public Law 103-465.

RURAL ELECTRIFICATION ADMINISTRATION

RURAL ELECTRIFICATION AND TELEPHONE LOANS PROGRAM ACCOUNT

The second paragraph under this heading in Public Law 103-330 (108 Stat. 2441) is amended by inserting before the period at

the end, the following: “: *Provided*, That notwithstanding section 305(d)(2) of the Rural Electrification Act of 1936, borrower interest rates may exceed 7 per centum per year”.

FOOD AND NUTRITION SERVICE

COMMODITY SUPPLEMENTAL FOOD PROGRAM

The paragraph under this heading in Public Law 103-330 (108 Stat. 2441) is amended by inserting before the period at the end, the following: “: *Provided further*, That twenty per centum of any Commodity Supplemental Food Program funds carried over from fiscal year 1994 shall be available for administrative costs of the program”.

GENERAL PROVISIONS

Section 715 of Public Law 103-330 is amended by deleting “\$85,500,000” and by inserting “\$110,000,000”. The additional costs resulting from this provision shall be financed from funds credited to the Commodity Credit Corporation pursuant to section 426 of Public Law 103-465.

OFFICE OF THE SECRETARY

(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$31,000 are rescinded: *Provided*, That none of the funds made available to the Department of Agriculture may be used to carry out activities under 7 U.S.C. 2257 without prior notification to the Committees on Appropriations.

AGRICULTURAL RESEARCH SERVICE

BUILDINGS AND FACILITIES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-330 and other Acts, \$1,500,000 are rescinded.

COOPERATIVE STATE RESEARCH SERVICE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$958,000 are rescinded, including \$524,000 for contracts and grants for agricultural research under the Act of August 4, 1965, as amended (7 U.S.C. 450i(c)); and \$434,000 for necessary expenses of Cooperative State Research Service activities: *Provided*, That the amount of “\$9,917,000” available under this heading in Public Law 103-330 (108 Stat. 2441) for a program of capacity building grants to colleges eligible to receive funds under the Act of August 30, 1890, is amended to read “\$9,207,000”.

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

BUILDINGS AND FACILITIES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$6,000,000 are rescinded.

RURAL DEVELOPMENT ADMINISTRATION AND FARMERS HOME ADMINISTRATION

LOCAL TECHNICAL ASSISTANCE AND PLANNING GRANTS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$1,750,000 are rescinded.

ALCOHOL FUELS CREDIT GUARANTEE PROGRAM ACCOUNT

(RESCISSION)

Of the funds made available under this heading in Public Law 102-341, \$9,000,000 are rescinded.

RURAL ELECTRIFICATION ADMINISTRATION

RURAL ELECTRIFICATION AND TELEPHONE LOANS PROGRAM ACCOUNT

(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$1,500,000 for the cost of 5 per centum rural telephone loans are rescinded.

FOREIGN AGRICULTURAL SERVICE

PUBLIC LAW 480 PROGRAM ACCOUNTS

Of the funds made available under this heading in Public Law 103-330, \$142,500,000 are rescinded of which: \$6,135,000 shall be from the amounts appropriated for ocean freight differential costs; \$92,500,000 shall be from the amounts appropriated for commodities supplied in connection with dispositions abroad pursuant to title III; and \$43,865,000 shall be from the amounts appropriated for the cost of direct credit agreements as authorized by the Agricultural Trade Development and Assistance Act of 1954, as amended, and the Food for Progress Act of 1985, as amended.

CHAPTER II

DEPARTMENTS OF COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES

RELATED AGENCIES

NATIONAL BANKRUPTCY REVIEW COMMISSION

(TRANSFER OF FUNDS)

For the National Bankruptcy Review Commission as authorized by Public Law 103-394, \$1,500,000 shall be made available until expended, to be derived by transfer from unobligated balances of the Working Capital Fund in the Department of Justice.

UNITED STATES INFORMATION AGENCY

INTERNATIONAL BROADCASTING OPERATIONS

For an additional amount for “International Broadcasting Operations”, \$7,290,000, for the Board for International Broadcasting to remain available until expended.

DEPARTMENT OF JUSTICE

IMMIGRATION AND NATURALIZATION SERVICE

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$1,000,000 are rescinded.

GENERAL ADMINISTRATION

WORKING CAPITAL FUND

(RESCISSION)

Of the unobligated balances available under this heading in Public Law 103-317, \$5,000,000 are rescinded.

LEGAL ACTIVITIES

ASSET FORFEITURE FUND

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$5,000,000 are rescinded.

OFFICE OF JUSTICE PROGRAMS

DRUG COURTS

(RESCISSION)

Of the funds made available under this heading in title VIII of Public Law 103-317, \$17,100,000 are rescinded.

OUNCE OF PREVENTION COUNCIL

Under this heading in Public Law 103-317, after the word “grants”, insert the following: “and administrative expenses”. After the word “expended”, insert the following: “: *Provided*, That the Council is authorized to accept, hold, administer, and use gifts, both real and personal, for the purpose of aiding or facilitating the work of the Council”.

DEPARTMENT OF COMMERCE

NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY

SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$19,500,000 are rescinded.

INDUSTRIAL TECHNOLOGY SERVICES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317 for the Manufacturing Extension Partnership and the Quality Program, \$27,100,000 are rescinded.

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

OPERATIONS, RESEARCH, AND FACILITIES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$37,600,000 are rescinded.

CONSTRUCTION

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$8,000,000 are rescinded.

TECHNOLOGY ADMINISTRATION

UNDER SECRETARY FOR TECHNOLOGY/OFFICE OF TECHNOLOGY POLICY

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$1,500,000 are rescinded.

NATIONAL TECHNICAL INFORMATION SERVICE

NTIS REVOLVING FUND

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$7,600,000 are rescinded.

ECONOMIC DEVELOPMENT ADMINISTRATION

ECONOMIC DEVELOPMENT ASSISTANCE PROGRAMS

(RESCISSIONS)

Of unobligated balances available under this heading pursuant to Public Law 103-75, Public Law 102-368, and Public Law 103-317, \$47,384,000 are rescinded.

THE JUDICIARY

COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES

UNITED STATES COURT OF INTERNATIONAL TRADE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$1,000,000 are rescinded.

DEFENDER SERVICES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$4,100,000 are rescinded.

RELATED AGENCY

SMALL BUSINESS ADMINISTRATION

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$15,000,000 are rescinded: *Provided*, That no funds in that public law shall be available to implement section 24 of the Small Business Act, as amended.

BUSINESS LOANS PROGRAM ACCOUNT

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$15,000,000 are rescinded.

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

DIPLOMATIC AND CONSULAR PROGRAMS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$2,000,000 are rescinded.

ACQUISITION AND MAINTENANCE OF BUILDINGS
ABROAD
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$30,000,000 are rescinded.

INTERNATIONAL ORGANIZATIONS AND
CONFERENCES

CONTRIBUTIONS FOR INTERNATIONAL
PEACEKEEPING ACTIVITIES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$14,617,000 are rescinded.

RELATED AGENCIES

ARMS CONTROL AND DISARMAMENT AGENCY
ARMS CONTROL AND DISARMAMENT ACTIVITIES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$4,000,000 are rescinded, of which \$2,000,000 are from funds made available for activities related to the implementation of the Chemical Weapons Convention.

BOARD FOR INTERNATIONAL BROADCASTING
ISRAEL RELAY STATION
(RESCISSION)

From unobligated balances available under this heading, \$2,000,000 are rescinded.

UNITED STATES INFORMATION AGENCY
EDUCATIONAL AND CULTURAL EXCHANGE
PROGRAMS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$5,000,000 are rescinded.

RADIO CONSTRUCTION
(RESCISSION)

Of the funds made available under this heading, \$6,000,000 are rescinded.

RADIO FREE ASIA
(RESCISSION)

Of the funds made available under this heading, \$6,000,000 are rescinded.

CHAPTER III

ENERGY AND WATER DEVELOPMENT
DEPARTMENT OF DEFENSE—CIVIL
DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS—CIVIL
GENERAL INVESTIGATIONS
(RESCISSIONS)

Of the funds made available under this heading in Public Law 103-316 and prior years' Energy and Water Development Appropriations Acts, \$10,000,000 are rescinded.

CONSTRUCTION, GENERAL
(RESCISSIONS)

Of the funds made available under this heading in Public Law 103-316 and prior years' Energy and Water Development Appropriations Acts, \$50,000,000 are rescinded.

DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
OPERATION AND MAINTENANCE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-316, \$10,000,000 are rescinded.

DEPARTMENT OF ENERGY
ENERGY SUPPLY, RESEARCH AND
DEVELOPMENT ACTIVITIES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-316, \$81,500,000 are rescinded.

ATOMIC ENERGY DEFENSE ACTIVITIES
DEFENSE ENVIRONMENTAL RESTORATION AND
WASTE MANAGEMENT
(RESCISSIONS)

Of the amounts made available under this heading in Public Law 103-316 and prior years' Energy and Water Development Acts, \$113,000,000 are rescinded.

MATERIALS SUPPORT AND OTHER DEFENSE
PROGRAMS
(RESCISSIONS)

Of the amounts made available under this heading in Public Law 103-316, and prior years' Energy and Water Development Acts, \$15,000,000 are rescinded.

DEPARTMENTAL ADMINISTRATION
(RESCISSION)

Of the funds made available under this heading in Public Law 103-316, \$20,000,000 are rescinded.

POWER MARKETING ADMINISTRATIONS
CONSTRUCTION, REHABILITATION, OPERATION
AND MAINTENANCE, WESTERN AREA POWER
ADMINISTRATION
(RESCISSIONS)

Of the amounts made available under this heading in Public Law 103-316 and prior years' Energy and Water Development Acts, \$30,000,000 are rescinded.

INDEPENDENT AGENCIES
APPALACHIAN REGIONAL COMMISSION
(RESCISSION)

Of the funds made available under this heading in Public Law 103-316, \$10,000,000 are rescinded.

TENNESSEE VALLEY AUTHORITY
TENNESSEE VALLEY AUTHORITY FUND
(RESCISSION)

Of the funds made available under this heading in Public Law 103-316, \$5,000,000 are rescinded.

CHAPTER IV
FOREIGN OPERATIONS, EXPORT
FINANCING, AND RELATED PROGRAMS
(RESCISSION)

Of the unearmarked and unobligated balances of funds available in Public Law 103-87 and Public Law 103-306, \$100,000,000 are rescinded: *Provided*, That not later than thirty days after the enactment of this Act the Director of the Office of Management and Budget shall submit a report to Congress setting forth the accounts and amounts which are reduced pursuant to this paragraph.

CHAPTER V
DEPARTMENT OF THE INTERIOR AND
RELATED AGENCIES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
MANAGEMENT OF LANDS AND RESOURCES
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$70,000 are rescinded, to be derived from amounts available for developing and finalizing the Roswell Resource Management Plan/Environmental Impact Statement and the Carlsbad Resource Management Plan Amendment/Environmental Impact Statement: *Provided*, That none of the funds made available in such Act or any other appropriations Act may be used for finalizing or implementing either such plan.

CONSTRUCTION AND ACCESS
(RESCISSIONS)

Of the funds available under this heading in Public Law 103-332, Public Law 103-138, and Public Law 102-381, \$2,100,000 are rescinded.

LAND ACQUISITION
(RESCISSIONS)

Of the funds available under this heading in Public Law 102-381, Public Law 101-121,

and Public Law 100-446, \$1,497,000 are rescinded.

UNITED STATES FISH AND WILDLIFE SERVICE
RESOURCE MANAGEMENT
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$3,000,000 are rescinded.

CONSTRUCTION
(RESCISSIONS)

Of the funds available under this heading or the heading Construction and Anadromous Fish in Public Law 103-332, Public Law 103-138, Public Law 103-75, Public Law 102-381, Public Law 102-154, Public Law 102-368, Public Law 101-512, Public Law 101-121, Public Law 100-446, and Public Law 100-202, \$13,215,000 are rescinded.

LAND ACQUISITION
(RESCISSIONS)

Of the funds available under this heading in Public Law 103-332, Public Law 103-138, Public Law 102-381, and Public Law 101-512, \$3,893,000 are rescinded.

NATIONAL BIOLOGICAL SURVEY
RESEARCH, INVENTORIES, AND SURVEYS
(RESCISSIONS)

Of the funds available under this heading in Public Law 103-332 and Public Law 103-138, \$12,544,000 are rescinded.

NATIONAL PARK SERVICE
CONSTRUCTION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$25,970,000 are rescinded.

URBAN PARK AND RECREATION FUND
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$7,480,000 are rescinded.

LAND ACQUISITION AND STATE ASSISTANCE
(RESCISSIONS)

Of the funds available under this heading in Public Law 103-332, Public Law 103-138, Public Law 102-381, Public Law 102-154, Public Law 101-512, Public Law 101-121, Public Law 100-446, Public Law 100-202, Public Law 99-190, Public Law 98-473, and Public Law 98-146, \$11,297,000 are rescinded.

MINERALS MANAGEMENT SERVICE
ROYALTY AND OFFSHORE MINERALS
MANAGEMENT
(RESCISSION)

Of the funds made available under this heading in Public Law 103-332, \$814,000 are rescinded.

BUREAU OF INDIAN AFFAIRS
OPERATION OF INDIAN PROGRAMS
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$11,350,000 are rescinded: *Provided*, That the first proviso under this head in Public Law 103-332 is amended by striking "\$330,111,000" and inserting in lieu thereof "\$329,361,000".

CONSTRUCTION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$9,571,000 are rescinded.

INDIAN DIRECT LOAN PROGRAM ACCOUNT
(RESCISSION)

Of the funds provided under this heading in Public Law 103-332, \$1,900,000 is rescinded.

TERRITORIAL AND INTERNATIONAL AFFAIRS
ADMINISTRATION OF TERRITORIES
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$1,900,000 are rescinded.

TRUST TERRITORY OF THE PACIFIC ISLANDS
(RESCISSION)

Of the funds available under this heading in Public Law 99-591, \$32,139,000 are rescinded.

COMPACT OF FREE ASSOCIATION
(RESCISSION)

Of the funds made available under this heading in Public Law 103-332, \$1,000,000 are rescinded.

DEPARTMENT OF AGRICULTURE
FOREST SERVICE
FOREST RESEARCH
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$6,000,000 are rescinded.

STATE AND PRIVATE FORESTRY
(RESCISSIONS)

Of the funds available under this heading in Public Law 103-332 and Public Law 103-138, \$6,250,000 are rescinded.

INTERNATIONAL FORESTRY
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$3,000,000 are rescinded.

CONSTRUCTION
(RESCISSIONS)

Of the funds available under this heading in Public Law 103-332, Public Law 103-138 and Public Law 102-381, \$7,824,000 are rescinded: *Provided*, That the first proviso under this head in Public Law 103-332 is amended by striking "1994" and inserting in lieu thereof "1995".

LAND ACQUISITION
(RESCISSIONS)

Of the funds available under this heading in Public Law 103-332, Public Law 103-138 and Public Law 102-381, \$3,020,000 are rescinded.

DEPARTMENT OF ENERGY

FOSSIL ENERGY RESEARCH AND DEVELOPMENT
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$20,750,000 are rescinded.

NAVAL PETROLEUM AND OIL SHALE RESERVES
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$11,000,000 are rescinded.

ENERGY CONSERVATION
(RESCISSIONS)

Of the funds available under this heading in Public Law 103-332, \$34,928,000 are rescinded.

Of the funds available under this heading in Public Law 103-138, \$13,700,000 are rescinded.

DEPARTMENT OF EDUCATION

OFFICE OF ELEMENTARY AND SECONDARY
EDUCATION
INDIAN EDUCATION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$2,000,000 are rescinded.

OTHER RELATED AGENCIES

SMITHSONIAN INSTITUTION
CONSTRUCTION AND IMPROVEMENTS, NATIONAL
ZOOLOGICAL PARK
(RESCISSIONS)

Of the funds available under this heading in Public Law 102-381, and Public Law 103-138, \$1,000,000 are rescinded.

CONSTRUCTION
(RESCISSIONS)

Of the funds made available under this heading in Public Law 102-154, Public Law 102-381, Public Law 103-138, and Public Law 103-332, \$11,237,000 are rescinded: *Provided*, That of the amounts proposed herein for rescission, \$2,500,000 are from funds previously appropriated for the National Museum of the American Indian: *Provided further*, That notwithstanding any other provision of law, the provisions of the Davis-Bacon Act shall not apply to any contract associated with the construction of facilities for the National Museum of the American Indian.

NATIONAL GALLERY OF ART
REPAIR, RESTORATION AND RENOVATION OF
BUILDINGS
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$407,000 are rescinded.

JOHN F. KENNEDY CENTER FOR THE
PERFORMING ARTS
CONSTRUCTION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$3,000,000 are rescinded.

WOODROW WILSON INTERNATIONAL CENTER FOR
SCHOLARS
SALARIES AND EXPENSES
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$1,000,000 are rescinded.

NATIONAL FOUNDATION ON THE ARTS AND THE
HUMANITIES
NATIONAL ENDOWMENT FOR THE ARTS
GRANTS AND ADMINISTRATION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$5,000,000 are rescinded.

NATIONAL ENDOWMENT FOR THE HUMANITIES
GRANTS AND ADMINISTRATION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$5,000,000 are rescinded.

GENERAL PROVISIONS

SEC. 501. No funds made available in any appropriations Act may be used by the Department of the Interior, including but not limited to the United States Fish and Wildlife Service and the National Biological Service, to search for the Alabama sturgeon in the Alabama River, the Cahaba River, the Tombigbee River or the Tennessee-Tombigbee Waterway in Alabama or Mississippi.

SEC. 502. (a) None of the funds made available in Public Law 103-332 may be used by the United States Fish and Wildlife Service to implement or enforce special use permit numbered 72030.

(b) The Secretary of the Interior shall immediately reinstate the travel guidelines specified in special use permit numbered 65715 for the visiting public and employees of the Virginia Department of Conservation and Recreation at Back Bay National Wildlife Refuge, Virginia. Such guidelines shall

remain in effect until such time as an agreement described in subsection (c) becomes effective, but in no case shall remain in effect after September 30, 1995.

(c) It is the sense of Congress that the Secretary of the Interior and the Governor of Virginia should negotiate and enter into a long term agreement concerning resources management and public access with respect to Back Bay National Wildlife Refuge and False Cape State Park, Virginia, in order to improve the implementation of the missions of the Refuge and Park.

SEC. 503. (a) No funds available to the Forest Service may be used to implement Habitat Conservation Areas in the Tongass National Forest for species which have not been declared threatened or endangered pursuant to the Endangered Species Act, except that with respect to goshawks the Forest Service may impose interim Goshawk Habitat Conservation Areas not to exceed 300 acres per active nest consistent with the guidelines utilized in national forests in the continental United States.

(b) The Secretary shall notify Congress within 30 days of any timber sales which may be delayed or canceled due to the Goshawk Habitat Conservation Areas described in subsection (a).

CHAPTER VI

DEPARTMENTS OF LABOR, HEALTH AND
HUMAN SERVICES, AND EDUCATION,
AND RELATED AGENCIES

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION
TRAINING AND EMPLOYMENT SERVICES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$1,406,220,000 are rescinded, including \$46,404,000 for necessary expenses of construction, rehabilitation, and acquisition of new Job Corps centers, \$15,600,000 for title III, part A of the Job Training Partnership Act, \$20,000,000 for the title III, part B of such Act, \$3,861,000 for service delivery areas under section 101(a)(4)(A)(iii) of such Act, \$33,000,000 for carrying out title II, part A of such Act, \$372,010,000 for carrying out title II, part C of such Act, \$750,000 for the National Commission for Employment Policy and \$421,000 for the National Occupational Information Coordinating Committee: *Provided*, That service delivery areas may transfer up to 50 percent of the amounts allocated for program years 1994 and 1995 between the title II-B and title II-C programs authorized by the Job Training Partnership Act, if such transfers are approved by the Governor.

COMMUNITY SERVICE EMPLOYMENT FOR OLDER
AMERICANS
(RESCISSIONS)

Of the funds made available in the first paragraph under this heading in Public Law 103-333, \$11,263,000 are rescinded.

Of the funds made available in the second paragraph under this heading in Public Law 103-333, \$3,177,000 are rescinded.

STATE UNEMPLOYMENT INSURANCE AND
EMPLOYMENT SERVICE OPERATIONS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$20,000,000 are rescinded, and amounts which may be expended from the Employment Security Administration account in the Unemployment Trust Fund are reduced from \$3,269,097,000 to \$3,221,397,000.

BUREAU OF LABOR STATISTICS
SALARIES AND EXPENSES

Of the funds made available under this heading in Public Law 103-333, \$1,100,000 are rescinded.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

HEALTH RESOURCES AND SERVICES ADMINISTRATION

HEALTH RESOURCES AND SERVICES (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$42,071,000 are rescinded.

CENTERS FOR DISEASE CONTROL AND PREVENTION

DISEASE CONTROL, RESEARCH, AND TRAINING (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$1,300,000 are rescinded.

NATIONAL INSTITUTES OF HEALTH BUILDINGS AND FACILITIES (RESCISSION)

Of the available balances under this heading, \$79,289,000 are rescinded.

SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION

SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$13,400,000 are rescinded.

ASSISTANT SECRETARY FOR HEALTH

OFFICE OF THE ASSISTANT SECRETARY FOR HEALTH (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$2,320,000 are rescinded.

AGENCY FOR HEALTH CARE POLICY AND RESEARCH

HEALTH CARE POLICY AND RESEARCH (RESCISSION)

Of the Federal funds made available under this heading in Public Law 103-333, \$3,132,000 are rescinded.

HEALTH CARE FINANCING ADMINISTRATION PROGRAM MANAGEMENT (RESCISSION)

Funds made available under this heading in Public Law 103-333 are reduced from \$2,207,135,000 to \$2,185,935,000, and funds transferred to this account as authorized by section 201(g) of the Social Security Act are reduced to the same amount.

SOCIAL SECURITY ADMINISTRATION

SUPPLEMENTAL SECURITY INCOME PROGRAM (RESCISSION)

Of the amounts appropriated in the first paragraph under this heading in Public Law 103-333, \$67,000,000 are rescinded.

LIMITATION ON ADMINISTRATIVE EXPENSES (RESCISSION)

Of the funds made available under this heading in Public Law 103-333 to invest in a state-of-the-art computing network, \$88,283,000 are rescinded.

ADMINISTRATION FOR CHILDREN AND FAMILIES JOB OPPORTUNITIES AND BASIC SKILLS (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, there are rescinded an amount equal to the total of the funds within each State's limitation for fiscal year 1995 that are not necessary to pay such State's allowable claims for such fiscal year.

Section 403(k)(3)(E) of the Social Security Act (as amended by Public Law 100-485) is amended by adding before the "and": "reduced by an amount equal to the total of

those funds that are within each State's limitation for fiscal year 1995 that are not necessary to pay such State's allowable claims for such fiscal year (except that such amount for such year shall be deemed to be \$1,300,000,000 for the purpose of determining the amount of the payment under subsection (1) to which each State is entitled)."

STATE LEGALIZATION IMPACT-ASSISTANCE GRANTS (RESCISSION)

Of the funds made available in the second paragraph under this heading in Public Law 103-333, \$6,000,000 are rescinded.

COMMUNITY SERVICES BLOCK GRANT (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$13,988,000 are rescinded.

ADMINISTRATION ON AGING (AGING SERVICES PROGRAMS) (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$899,000 are rescinded.

OFFICE OF THE SECRETARY POLICY RESEARCH (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$2,918,000 are rescinded.

DEPARTMENT OF EDUCATION EDUCATION FOR THE DISADVANTAGED (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$7,900,000 are rescinded as follows: \$2,000,000 from part B, and \$5,900,000 from part E, section 1501.

SCHOOL IMPROVEMENT PROGRAMS (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$136,417,000 are rescinded as follows: from the Elementary and Secondary Education Act, title II-B, \$69,000,000, title V-C, \$2,000,000, title IX-B, \$1,000,000, title X-D, \$1,500,000, section 10602, \$1,630,000, title XII, \$20,000,000, and title XIII-A, \$8,900,000; from the Higher Education Act, section 596, \$13,875,000; from funds derived from the Violent Crime Reduction Trust Fund, \$11,100,000; and from funds for the Civil Rights Act of 1964, title IV, \$7,412,000.

BILINGUAL AND IMMIGRANT EDUCATION (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$32,380,000 are rescinded from funding for title VII-A and \$2,200,000 from part C of the Elementary and Secondary Education Act.

VOCATIONAL AND ADULT EDUCATION (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$60,566,000 are rescinded as follows: from the Carl D. Perkins Vocational and Applied Technology Education Act, title III-A, and -B, \$43,888,000 and from title IV-A and -C, \$8,891,000; from the Adult Education Act, part B-7, \$7,787,000.

STUDENT FINANCIAL ASSISTANCE (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$10,000,000 are rescinded from funding for the Higher Education Act, title IV, part H-1.

HIGHER EDUCATION (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$57,783,000 are rescinded as follows: from amounts available

for the Higher Education Act, title IV-A, chapter 5, \$496,000, title IV-A-2, chapter 1, \$1,200,000, title IV-A-2, chapter 2, \$600,000, title IV-A-6, \$2,000,000, title V-C, subparts 1 and 3, \$16,175,000, title IX-B, \$10,100,000, title IX-E, \$3,500,000, title IX-G, \$2,888,000, title X-D, \$2,900,000, and title XI-A, \$500,000; Public Law 102-325, \$1,000,000; and the Excellence in Mathematics, Science, and Engineering Education Act of 1990, \$6,424,000.

HOWARD UNIVERSITY (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$3,300,000 are rescinded, including \$1,500,000 for construction.

COLLEGE HOUSING AND ACADEMIC FACILITIES LOANS PROGRAM (RESCISSION)

Of the funds made available under this heading in Public Law 103-333 for the costs of direct loans, as authorized under part C of title VII of the Higher Education Act, as amended, \$168,000 are rescinded, and the authority to subsidize gross loan obligations is repealed. In addition, \$322,000 appropriated for administrative expenses are rescinded.

EDUCATION RESEARCH, STATISTICS, AND IMPROVEMENT (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$15,200,000 are rescinded as follows: from the Elementary and Secondary Education Act, title III-A, \$5,000,000, title III-B, \$5,000,000, and title X-B, \$4,600,000; from the Goals 2000: Educate America Act, title VI, \$600,000.

LIBRARIES (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$2,916,000 are rescinded from title II, part B, section 222 of the Higher Education Act.

RELATED AGENCIES

CORPORATION FOR PUBLIC BROADCASTING (RESCISSION)

Of the funds made available under this heading in Public Law 103-112, \$26,360,000 are rescinded. Of the funds made available under this heading in Public Law 103-333, \$29,360,000 are rescinded.

RAILROAD RETIREMENT BOARD

DUAL BENEFITS PAYMENTS ACCOUNT (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$7,000,000 are rescinded.

GENERAL PROVISIONS

FEDERAL DIRECT STUDENT LOAN PROGRAM

SEC. 601. Section 458(a) of the Higher Education Act of 1965 (20 U.S.C. 1087h(a)) is amended—

(1) by striking "\$345,000,000" and inserting "\$250,000,000"; and

(2) by striking "\$2,500,000,000" and inserting "\$2,405,000,000".

SEC. 602. Of the funds made available in fiscal year 1995 to the Department of Labor in Public Law 103-333 for compliance assistance and enforcement activities, \$8,975,000 are rescinded.

CHAPTER VII

LEGISLATIVE BRANCH

HOUSE OF REPRESENTATIVES

PAYMENTS TO WIDOWS AND HEIRS OF DECEASED MEMBERS OF CONGRESS

For payment to the family trust of Dean A. Gallo, late a Representative from the State of New Jersey, \$133,600.

JOINT ITEMS

JOINT ECONOMIC COMMITTEE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$460,000 are rescinded.

JOINT COMMITTEE ON PRINTING
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$238,137 are rescinded.

OFFICE OF TECHNOLOGY ASSESSMENT
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$650,000 are rescinded.

CONGRESSIONAL BUDGET OFFICE
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$187,000 are rescinded.

ARCHITECT OF THE CAPITOL
CAPITOL BUILDINGS AND GROUNDS
SENATE OFFICE BUILDINGS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$850,000 are rescinded.

CAPITAL POWER PLANT
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$1,650,000 are rescinded.

GOVERNMENT PRINTING OFFICE
CONGRESSIONAL PRINTING AND BINDING
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$5,000,000 are rescinded.

BOTANIC GARDEN
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available until expended by transfer under this heading in Public Law 103-283, \$7,000,000 are rescinded.

GOVERNMENT PRINTING OFFICE
OFFICE OF SUPERINTENDENT OF DOCUMENTS
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$600,000 are rescinded.

LIBRARY OF CONGRESS
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$150,000 are rescinded.

BOOKS FOR THE BLIND AND PHYSICALLY
HANDICAPPED
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$100,000 are rescinded.

GENERAL ACCOUNTING OFFICE
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$8,867,000 are rescinded.

CHAPTER VIII

DEPARTMENT OF DEFENSE—MILITARY
CONSTRUCTIONMILITARY CONSTRUCTION, ARMY
(RESCISSION)

Of the funds made available under this heading in Public Law 103-307, \$10,000,000 are rescinded.

MILITARY CONSTRUCTION, NAVY
(RESCISSION)

Of the funds made available under this heading in Public Law 103-307, \$13,050,000 are rescinded.

MILITARY CONSTRUCTION, AIR FORCE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-307, \$33,250,000 are rescinded.

MILITARY CONSTRUCTION, AIR NATIONAL
GUARD
(RESCISSION)

Of the funds made available under this heading in Public Law 103-307, \$1,340,000 are rescinded.

NORTH ATLANTIC TREATY ORGANIZATION
INFRASTRUCTURE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-307, \$69,000,000 are rescinded.

BASE REALIGNMENT AND CLOSURE ACCOUNT,
PART II
(RESCISSION)

Of the funds made available under this heading in Public Law 103-307, \$10,628,000 are rescinded.

BASE REALIGNMENT AND CLOSURE ACCOUNT,
PART III
(RESCISSION)

Of the funds made available under this heading in Public Law 103-307, \$93,566,000 are rescinded.

CHAPTER IX

DEPARTMENT OF TRANSPORTATION
AND RELATED AGENCIES
OFFICE OF THE SECRETARYWORKING CAPITAL FUND
(RESCISSION)

The obligation authority under this heading in Public Law 103-331 is hereby reduced by \$4,000,000.

PAYMENTS TO AIR CARRIERS
(AIRPORT AND AIRWAY TRUST FUND)
(RESCISSION)

Of the funds made available under this heading, \$5,300,000 are rescinded: *Provided*, That the Secretary shall not enter into any contracts for "Small Community Air Service" beyond September 30, 1995, which require compensation fixed and determined under subchapter II of chapter 417 of Title 49, United States Code (49 U.S.C. 41731-42) payable by the Department of Transportation: *Provided further*, That no funds under this head shall be available for payments to air carriers under subchapter II.

COAST GUARD
OPERATING EXPENSES
(RESCISSION)

Of the amounts provided under this heading in Public Law 103-331, \$3,700,000 are rescinded.

ACQUISITION, CONSTRUCTION, AND
IMPROVEMENTS
(RESCISSION)

Of the available balances under this heading, \$34,298,000 are rescinded.

ENVIRONMENTAL COMPLIANCE AND
RESTORATION
(RESCISSION)

Of the amounts provided under this heading in Public Law 103-331, \$400,000 are rescinded.

FEDERAL AVIATION ADMINISTRATION
OPERATIONS
(RESCISSION)

Of the available balances under this heading, \$1,000,000 are rescinded: *Provided*, That the following proviso in Public Law 103-331 under this heading is repealed, "*Provided further*, That of the funds available under this head, \$17,500,000 is available only for permanent change of station moves for members of the air traffic work force".

FACILITIES AND EQUIPMENT
(AIRPORT AND AIRWAY TRUST FUND)
(RESCISSION)

Of the available balances under this heading, \$31,850,000 are rescinded.

RESEARCH, ENGINEERING, AND DEVELOPMENT
(AIRPORT AND AIRWAY TRUST FUND)
(RESCISSION)

Of the available balances under this heading, \$7,500,000 are rescinded.

GRANTS-IN-AID FOR AIRPORTS
(AIRPORT AND AIRWAY TRUST FUND)
(RESCISSION)

Of the available contract authority balances under this account, \$1,300,000,000 are rescinded.

FEDERAL HIGHWAY ADMINISTRATION
LIMITATION ON GENERAL OPERATING
EXPENSES
(RESCISSION)

The obligation limitation under this heading in Public Law 103-331 is hereby reduced by \$45,950,000.

FEDERAL-AID HIGHWAYS
(LIMITATION ON OBLIGATIONS)
(HIGHWAY TRUST FUND)
(RESCISSION)

The obligation limitation under this heading in Public Law 103-331 is hereby reduced by \$123,590,000, of which \$27,640,000 shall be deducted from amounts made available for the Applied Research and Technology Program authorized under section 307(e) of title 23, United States Code, and \$50,000,000 shall be deducted from the amounts available for the Congestion Pricing Pilot Program authorized under section 1002(b) of Public Law 102-240, and \$45,950,000 shall be deducted from the limitation on General Operating Expenses: *Provided*, That the amounts deducted from the aforementioned programs are rescinded.

FEDERAL-AID HIGHWAYS
EMERGENCY RELIEF PROGRAM
(HIGHWAY TRUST FUND)
(RESCISSION)

Of the amounts provided under this heading in Public Law 103-211, \$50,000,000 are rescinded.

NATIONAL HIGHWAY TRAFFIC SAFETY
ADMINISTRATION
HIGHWAY TRAFFIC SAFETY GRANTS
(HIGHWAY TRUST FUND)
(RESCISSION)

Of the available balances of contract authority under this heading, \$20,000,000 are rescinded.

FEDERAL RAILROAD ADMINISTRATION
OFFICE OF THE ADMINISTRATOR

(TRANSFER OF FUNDS)

Section 341 of Public Law 103-331 is amended by deleting "and received from the Delaware and Hudson Railroad," after "amended,".

NORTHEAST CORRIDOR IMPROVEMENT PROGRAM
(RESCISSION)

Of the amounts provided under this heading in Public Law 103-331, \$7,768,000 are rescinded.

NATIONAL MAGNETIC LEVITATION PROTOTYPE
DEVELOPMENT PROGRAM
(HIGHWAY TRUST FUND)

(RESCISSION)

Of the available balances of contract authority under this heading, \$250,000,000 are rescinded.

FEDERAL TRANSIT ADMINISTRATION
DISCRETIONARY GRANTS
(LIMITATION ON OBLIGATIONS)
(HIGHWAY TRUST FUND)
(RESCISSION)

The obligation limitation under this heading in Public Law 103-331 is hereby reduced by \$17,650,000: *Provided*, That such reduction shall be made from obligatory authority available to the Secretary for the replacement, rehabilitation, and purchase of buses and related equipment and the construction of bus-related facilities.

Notwithstanding Section 313 of Public Law 103-331, the obligation limitations under this heading in the following Department of Transportation and Related Agencies Appropriations Acts are reduced by the following amounts:

Public Law 102-143, \$62,833,000, to be distributed as follows:

(a) \$2,563,000, for the replacement, rehabilitation, and purchase of buses and related equipment and the construction of bus-related facilities: *Provided*, That the foregoing reduction shall be distributed according to the reductions identified in Senate Report 104-17, for which the obligation limitation in Public Law 102-143 was applied; and

(b) \$60,270,000, for new fixed guideway systems, to be distributed as follows:

\$2,000,000, for the Cleveland Dual Hub Corridor Project;

\$930,000, for the Kansas City-South LRT Project;

\$1,900,000, for the San Diego Mid-Coast Extension Project;

\$34,200,000, for the Hawthorne-Warwick Commuter Rail Project;

\$8,000,000, for the San Jose-Gilroy Commuter Rail Project;

\$3,240,000, for the Seattle-Tacoma Commuter Rail Project; and

\$10,000,000, for the Detroit LRT Project.

Public Law 101-516, \$4,460,000, for new fixed guideway systems, to be distributed as follows:

\$4,460,000 for the Cleveland Dual Hub Corridor Project.

GENERAL PROVISIONS
(INCLUDING RESCISSIONS)

SEC. 901. Of the funds provided in Public Law 103-331 for the Department of Transportation working capital fund (WCF), \$4,000,000 are rescinded, which limits fiscal year 1995 WCF obligatory authority for elements of the Department of Transportation funded in Public Law 103-331 to no more than \$89,000,000.

SEC. 902. Of the total budgetary resources available to the Department of Transportation (excluding the Maritime Administration) during fiscal year 1995 for civilian and military compensation and benefits and

other administrative expenses, \$10,000,000 are permanently canceled.

SEC. 903. Section 326 of Public Law 103-122 is hereby amended to delete the words "or previous Acts" each time they appear in that section.

CHAPTER X

TREASURY, POSTAL SERVICE, AND
GENERAL GOVERNMENT
INDEPENDENT AGENCIES

GENERAL SERVICES ADMINISTRATION
FEDERAL BUILDINGS FUND

(TRANSFER OF FUNDS)

Of the funds made available for the Federal Buildings Fund in Public Law 103-329, \$5,000,000 shall be made available by the General Services Administration to implement an agreement between the Food and Drug Administration and another entity for space, equipment and facilities related to seafood research.

OFFICE OF PERSONNEL MANAGEMENT
GOVERNMENT PAYMENT FOR ANNUITANTS,
EMPLOYEE LIFE INSURANCE BENEFITS

For an additional amount for "Government payment for annuitants, employee life insurance", \$9,000,000 to remain available until expended.

DEPARTMENT OF THE TREASURY

DEPARTMENTAL OFFICES
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$100,000 are rescinded.

FINANCIAL MANAGEMENT SERVICE
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$160,000 are rescinded.

UNITED STATES MINT
SALARIES AND EXPENSES
(TRANSFER OF FUNDS)

In the paragraph under this heading in Public Law 103-329, insert "not to exceed" after "of which".

BUREAU OF THE PUBLIC DEBT
ADMINISTERING THE PUBLIC DEBT

SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-123, \$1,500,000 are rescinded.

INTERNAL REVENUE SERVICE
INFORMATION SYSTEMS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$1,490,000 are rescinded.

ADMINISTRATIVE PROVISION—INTERNAL
REVENUE SERVICE

In the paragraph under this heading in Public Law 103-329, in section 3, after "\$119,000,000", insert "annually".

EXECUTIVE OFFICE OF THE PRESIDENT
AND FUNDS APPROPRIATED TO THE
PRESIDENT

THE WHITE HOUSE OFFICE
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$171,000 are rescinded.

FEDERAL DRUG CONTROL PROGRAMS

SPECIAL FORFEITURE FUND
(INCLUDING TRANSFER AND RESCISSION OF
FUNDS)

For activities authorized by Public Law 100-690, an additional amount of \$13,200,000,

to remain available until expended for transfer to the United States Customs Service, "Salaries and expenses" for carrying out border enforcement activities: *Provided*, That of the funds made available under this heading in Public Law 103-329, \$13,200,000 are rescinded.

INDEPENDENT AGENCIES

GENERAL SERVICES ADMINISTRATION
FEDERAL BUILDINGS FUND

LIMITATIONS ON THE AVAILABILITY OF REVENUE
(RESCISSIONS)

Of the funds made available under this heading in Public Laws 101-136, 101-509, 102-27, 102-141, 103-123, 102-393, 103-329, \$1,842,885,000 are rescinded from the following projects in the following amounts:

Alabama:
Montgomery, U.S. Courthouse annex, \$46,320,000.

Arkansas:
Little Rock, Courthouse, \$13,816,000.

Arizona:
Bullhead City, FAA grant, \$2,200,000.
Lukeville, commercial lot expansion, \$1,219,000.

Nogales, Border Patrol, headquarters, \$2,998,000.

Phoenix, U.S. Federal building, Courthouse, \$121,890,000.

San Luis, primary lane expansion and administrative office space, \$3,496,000.

Sierra Vista, U.S. Magistrate's office, \$1,000,000.

Tucson, Federal building, U.S. Courthouse, \$121,890,000.

California:
Menlo Park, United States Geological Survey office, laboratory building, \$6,868,000.

Sacramento, Federal building, U.S. Courthouse, \$142,902,000.

San Diego, Federal building, U.S. Courthouse, \$3,379,000.

San Francisco, lease purchase, \$9,702,000.

San Francisco, U.S. Courthouse, \$4,378,000.

San Francisco, U.S. Court of Appeals annex, \$9,003,000.

San Pedro, Customhouse, \$4,887,000.

Colorado:
Denver, Federal building, U.S. Courthouse, \$8,006,000.

District of Columbia:
Central and West heating plants, \$5,000,000.

Corps of Engineers, headquarters, \$37,618,000.

General Services Administration, Southeast Federal Center, headquarters, \$25,000,000.

United States Secret Service, headquarters, \$113,084,000.

Florida:
Ft. Myers, U.S. Courthouse, \$24,851,000.

Jacksonville, U.S. Courthouse, \$10,633,000.

Tampa, U.S. Courthouse, \$14,998,000.

Georgia:
Albany, U.S. Courthouse, \$12,101,000.

Atlanta, Centers for Disease Control, site acquisition and improvement, \$25,890,000.

Atlanta, Centers for Disease Control, \$14,110,000.

Atlanta, Centers for Disease Control, Roybal Laboratory, \$47,000,000.

Savannah, U.S. Courthouse annex, \$3,000,000.

Hawaii:
Hilo, Federal facilities consolidation, \$12,000,000.

Illinois:
Chicago, SSA DO, \$2,167,000.

Chicago, Federal Center, \$47,682,000.

Chicago, Dirksen building, \$1,200,000.

Chicago, J.C. Kluczynski building, \$13,414,000.

Indiana:
Hammond, Federal building, U.S. Courthouse, \$52,272,000.

Jeffersonville, Federal Center, \$13,522,000.
 Kentucky:
 Covington, U.S. Courthouse, \$2,914,000.
 London, U.S. Courthouse, \$1,523,000.
 Louisiana:
 Lafayette, U.S. Courthouse, \$3,295,000.
 Maryland:
 Avondale, DeLaSalle building, \$16,671,000.
 Bowie, Bureau of Census, \$27,877,000.
 Prince Georges/Montgomery Counties,
 FDA consolidation, \$284,650,000.
 Woodlawn, SSA building, \$17,292,000.
 Massachusetts:
 Boston, U.S. Courthouse, \$4,076,000.
 Missouri:
 Cape Girardeau, U.S. Courthouse,
 \$3,688,000.
 Kansas City, U.S. Courthouse, \$100,721,000.
 Nebraska:
 Omaha, Federal building, U.S. Courthouse,
 \$9,291,000.
 Nevada:
 Las Vegas, U.S. Courthouse, \$4,230,000.
 Reno, Federal building, U.S. Courthouse,
 \$1,465,000.
 New Hampshire:
 Concord, Federal building, U.S. Court-
 house, \$3,519,000.
 New Jersey:
 Newark, parking facility, \$9,000,000.
 Trenton, Clarkson Courthouse, \$14,107,000.
 New Mexico:
 Albuquerque, U.S. Courthouse, \$47,459,000.
 Santa Teresa, Border Station, \$4,004,000.
 New York:
 Brooklyn, U.S. Courthouse, \$43,717,000.
 Holtsville, IRS Center, \$19,183,000.
 Long Island, U.S. Courthouse, \$27,198,000.
 North Dakota:
 Fargo, Federal building, U.S. Courthouse,
 \$20,105,000.
 Pembina, Border Station, \$93,000.
 Ohio:
 Cleveland, Celebreeze Federal building,
 \$10,972,000.
 Cleveland, U.S. Courthouse, \$28,246,000.
 Steubenville, U.S. Courthouse, \$2,820,000.
 Youngstown, Federal building, U.S. Court-
 house, \$4,574,000.
 Oklahoma:
 Oklahoma City, Murrah Federal building,
 \$5,290,000.
 Oregon:
 Portland, U.S. Courthouse, \$5,000,000.
 Pennsylvania:
 Philadelphia, Byrne-Green Federal build-
 ing, Courthouse, \$30,628,000.
 Philadelphia, Nix Federal building, Court-
 house, \$13,814,000.
 Philadelphia, Veterans' Administration,
 \$1,276,000.
 Scranton, Federal building, U.S. Court-
 house, \$9,969,000.
 Rhode Island:
 Providence, Kennedy Plaza Federal Court-
 house, \$7,740,000.
 South Carolina:
 Columbia, U.S. Courthouse annex, \$592,000.
 Tennessee:
 Greenville, U.S. Courthouse, \$2,936,000.
 Texas:
 Austin, Veterans' Administration annex,
 \$1,028,000.
 Brownsville, U.S. Courthouse, \$4,339,000.
 Corpus Christi, U.S. Courthouse, \$6,446,000.
 Laredo, Federal building, U.S. Courthouse,
 \$5,986,000.
 Lubbock, Federal building, U.S. Court-
 house, \$12,167,000.
 Ysleta, site acquisition and construction,
 \$1,727,000.
 United States Virgin Islands:
 Charlotte Amalie, St. Thomas, U.S. Court-
 house, \$2,184,000.
 Virginia:
 Richmond, Courthouse annex, \$12,509,000.
 Washington:
 Blaine, Border Station, \$4,472,000.

Point Roberts, Border Station, \$698,000.
 Seattle, U.S. Courthouse, \$10,949,000.
 Walla Walla, Corps of Engineers building,
 \$2,800,000.
 West Virginia:
 Beckley, Federal building, U.S. Court-
 house, \$33,097,000.
 Martinsburg, IRS Center, \$4,494,000.
 Wheeling, Federal building, U.S. Court-
 house, \$35,829,000.
 Nationwide chlorofluorocarbons program,
 \$12,300,000.
 Nationwide energy program, \$15,300,000.

OFFICE OF PERSONNEL MANAGEMENT

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$3,140,000 are rescinded.

CHAPTER XI

DEPARTMENTS OF VETERANS AFFAIRS AND HOUSING AND URBAN DEVELOP- MENT, AND INDEPENDENT AGENCIES

FEDERAL EMERGENCY MANAGEMENT AGENCY DISASTER RELIEF

For an additional amount for "Disaster Relief" for necessary expenses in carrying out the functions of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), \$1,900,000,000, to remain available until expended: *Provided*, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

DISASTER RELIEF EMERGENCY CONTINGENCY FUND

For necessary expenses in carrying out the functions of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), \$3,460,000,000, to become available on October 1, 1995, and remain available until expended: *Provided*, That such amount shall be available only to the extent that an official budget request for a specific dollar amount, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to Congress: *Provided further*, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

NATIONAL FLOOD INSURANCE FUND

(TRANSFER OF FUNDS)

Of the funds available from the National Flood Insurance Fund for activities under the National Flood Insurance Reform Act of 1994, an additional amount not to exceed \$331,000 shall be transferred as needed to the "Salaries and expenses" appropriation for flood mitigation and flood insurance operations, and an additional amount not to exceed \$5,000,000 shall be transferred as needed to the "Emergency management planning and assistance" appropriation for flood mitigation expenses pursuant to the National Flood Insurance Reform Act of 1994.

DEPARTMENT OF VETERANS AFFAIRS

VETERANS HEALTH ADMINISTRATION

MEDICAL CARE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$50,000,000 are rescinded: *Provided*, That \$20,000,000 of this amount is to be taken from the \$771,000,000 earmarked for the equipment and land and structures object classifications, which amount does not become available until Au-

gust 1, 1995: *Provided further*, That of the \$16,214,684,000 made available under this heading in Public Law 103-327, the \$9,920,819,000 restricted by section 509 of Public Law 103-327 for personnel compensation and benefits expenditures is reduced to \$9,890,819,000.

DEPARTMENTAL ADMINISTRATION

CONSTRUCTION, MAJOR PROJECTS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327 and prior years, \$50,000,000 are rescinded.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

HOUSING PROGRAMS

NATIONAL HOMEOWNERSHIP TRUST

DEMONSTRATION PROGRAM

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$50,000,000 are rescinded.

ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327 and any unobligated balances from funds appropriated under this heading in prior years, \$351,000,000 of funds for development or acquisition costs of public housing (including public housing for Indian families) are rescinded, except that such rescission shall not apply to funds for replacement housing for units demolished, reconstructed, or otherwise disposed of (including units to be disposed of pursuant to a homeownership program under section 5(h) or title III of the United States Housing Act of 1937) from the existing public housing inventory, or to funds related to litigation settlements or court orders, and the Secretary shall not be required to make any remaining funds available pursuant to section 213(d)(1)(A) of the Housing and Community Development Act of 1994; and except that such rescission should not apply to \$100,000,000 of funds for development or acquisition costs of public housing for Indian families (excluding replacement units); \$2,406,789,000 of funds for new incremental rental subsidy contracts under the section 8 existing housing certificate program (42 U.S.C. 1437f) and the housing voucher program under section 8(o) of the Act (42 U.S.C. 1437f(o)), including \$100,000,000 from new programs and \$350,000,000 from pension fund rental assistance as provided in Public Law 103-327, are rescinded, and the remaining authority for such purposes shall be only for units necessary to provide housing assistance for residents to be relocated from existing Federally subsidized or assisted housing, for replacement housing for units demolished, reconstructed, or otherwise disposed of (including units to be disposed of pursuant to a homeownership program under section 5(h) or title III of the United States Housing Act of 1937) from the public housing inventory, for funds related to litigation settlements or court orders, for amendments to contracts to permit continued assistance to participating families, or to enable public housing authorities to implement "mixed population" plans for developments housing primarily elderly residents; \$500,000,000 of funds for expiring contracts for the tenant-based existing housing certificate program (42 U.S.C. 1437f) and the housing voucher program under section 8(o) of the Act (42 U.S.C. 1437f(o)), provided under the heading "Assistance for the renewal of expiring section 8 subsidy contracts" are rescinded, and the Secretary shall require that \$500,000,000 of funds held as project reserves by the local administering housing authorities which are in excess of current needs shall be utilized

for such renewals; \$335,150,000 of amounts earmarked for the modernization of existing public housing projects pursuant to section 14 of the United States Housing Act of 1937 are rescinded and the Secretary may take actions necessary to assure that such rescission is distributed among public housing authorities, to the extent practicable, as if such rescission occurred prior to the commencement of the fiscal year; \$106,000,000 of amounts earmarked for special purpose grants are rescinded; \$152,500,000 of amounts earmarked for loan management set-asides are rescinded; and \$90,000,000 of amounts earmarked for the lead-based paint hazard reduction program are rescinded.

(DEFERRAL)

Of funds made available under this heading in Public Law 103-327 and any unobligated balances from funds appropriated under this heading in prior years, \$465,100,000 of amounts earmarked for the preservation of low-income housing programs (excluding \$17,000,000 of previously earmarked, plus an additional \$5,000,000, for preservation technical assistance grant funds pursuant to section 253 of the Housing and Community Development Act of 1987, as amended) shall not become available for obligation until September 30, 1995: *Provided*, That, notwithstanding any other provision of law, pending the availability of such funds, the Department of Housing and Urban Development may suspend further processing of applications with the exception of applications regarding properties for which an owner's appraisal was submitted on or before February 6, 1995, or for which a notice of intent to transfer the property was filed on or before February 6, 1995.

HOUSING COUNSELING ASSISTANCE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$38,000,000 are rescinded.

NEHEMIAH HOUSING OPPORTUNITIES FUND

(RESCISSION)

Of the funds transferred to this revolving fund in prior years, \$17,700,000 are rescinded.

ADMINISTRATIVE PROVISIONS

Section 14 of the United States Housing Act of 1937 is amended by adding at the end the following new subsection:

“(q)(1) Notwithstanding any other provision of law, a public housing agency may use modernization assistance provided under section 14 for any eligible activity currently authorized by this Act or applicable appropriation Acts (including section 5 replacement housing) for a public housing agency, including the demolition of existing units, for replacement housing, for temporary relocation assistance, for drug elimination activities, and in conjunction with other programs; provided the public housing agency consults with the appropriate local government officials (or Indian tribal officials) and with tenants of the public housing development. The public housing agency shall establish procedures for consultation with local government officials and tenants.

“(2) The authorization provided under this subsection shall not extend to the use of public housing modernization assistance for public housing operating assistance.”

The above amendment shall be effective for assistance appropriated on or before the effective date of this Act.

Section 18 of the United States Housing Act of 1937 is amended by—

(1) inserting “and” at the end of subsection (b)(1);

(2) striking all that follows after “Act” in subsection (b)(2) and inserting in lieu thereof the following: “, and the public housing

agency provides for the payment of the relocation expenses of each tenant to be displaced, ensures that the rent paid by the tenant following relocation will not exceed the amount permitted under this Act and shall not commence demolition or disposition of any unit until the tenant of the unit is relocated.”;

(3) striking subsection (b)(3);

(4) striking “(1)” in subsection (c);

(5) striking subsection (c)(2);

(6) inserting before the period at the end of subsection (d) the following: “, provided that nothing in this section shall prevent a public housing agency from consolidating occupancy within or among buildings of a public housing project, or among projects, or with other housing for the purpose of improving the living conditions of or providing more efficient services to its tenants”;

(7) striking “under section (b)(3)(A)” in each place it occurs in subsection (e);

(8) redesignating existing subsection (f) as subsection (g); and

(9) inserting a new subsection (f) as follows:

“(f) Notwithstanding any other provision of law, replacement housing units for public housing units demolished may be built on the original public housing site or the same neighborhood if the number of such replacement units is significantly fewer than the number of units demolished.”

Section 304(g) of the United States Housing Act of 1937 is hereby repealed.

The above two amendments shall be effective for plans for the demolition, disposition or conversion to homeownership of public housing approved by the Secretary on or before September 30, 1995.

Section 8 of the United States Housing Act of 1937 is amended by adding the following new subsection:

“(z) TERMINATION OF SECTION 8 CONTRACTS AND REUSE OF RECAPTURED BUDGET AUTHORITY.—

“(1) GENERAL AUTHORITY.—The Secretary may reuse any budget authority, in whole or part, that is recaptured on account of termination of a housing assistance payments contract (other than a contract for tenant-based assistance) only for one or more of the following:

“(A) TENANT-BASED ASSISTANCE.—Pursuant to a contract with a public housing agency, to provide tenant-based assistance under this section to families occupying units formerly assisted under the terminated contract.

“(B) PROJECT-BASED ASSISTANCE.—Pursuant to a contract with an owner, to attach assistance to one or more structures under this section.

“(2) FAMILIES OCCUPYING UNITS FORMERLY ASSISTED UNDER TERMINATED CONTRACT.—Pursuant to paragraph (1), the Secretary shall first make available tenant- or project-based assistance to families occupying units formerly assisted under the terminated contract. The Secretary shall provide project-based assistance in instances only where the use of tenant-based assistance is determined to be infeasible by the Secretary.

“(3) EFFECTIVE DATE.—This subsection shall be effective for actions initiated by the Secretary on or before September 30, 1995.”

INDEPENDENT AGENCIES

CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$500,000 are rescinded.

COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS

COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS FUND

PROGRAM ACCOUNT

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$88,000,000 are rescinded.

ENVIRONMENTAL PROTECTION AGENCY

RESEARCH AND DEVELOPMENT

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$9,635,000 are rescinded.

ABATEMENT, CONTROL, AND COMPLIANCE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$9,806,805 are rescinded: *Provided*, That notwithstanding any other provision of law, the Environmental Protection Agency shall not be required to site a computer to support the regional acid deposition monitoring program in the Bay City, Michigan, vicinity.

BUILDINGS AND FACILITIES

(RESCISSIONS)

Of the funds made available under this heading in Public Law 102-389 and Public Law 102-139 for the Center for Ecology Research and Training, \$83,000,000 are rescinded.

HAZARDOUS SUBSTANCE SUPERFUND

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$100,000,000 are rescinded.

WATER INFRASTRUCTURE/STATE REVOLVING FUNDS

(RESCISSIONS)

Of the funds made available under this heading in Public Law 103-327 and Public Law 103-124, \$1,242,095,000 are rescinded: *Provided*, That \$799,000,000 of this amount is to be derived from amounts appropriated for state revolving funds and \$443,095,000 is to be derived from amounts appropriated for making grants for the construction of wastewater treatment facilities specified in House Report 103-715.

NATIONAL AERONAUTICS AND SPACE

ADMINISTRATION

SCIENCE, AERONAUTICS AND TECHNOLOGY

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327 and any unobligated balances from funds appropriated under “Research and Development” in prior years, \$68,000,000 are rescinded.

CONSTRUCTION OF FACILITIES

(RESCISSION)

Of the funds made available under this heading in Public Law 102-389, for the Consortium for International Earth Science Information Network, \$27,000,000 are rescinded; and any unobligated balances from funds appropriated under this heading in prior years, \$49,000,000 are rescinded.

NATIONAL AERONAUTICAL FACILITIES

The first proviso under this heading in Public Law 103-127 is repealed, and the amounts made available under this heading are to remain available until September 30, 1997.

MISSION SUPPORT

(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$6,000,000 are rescinded.

NATIONAL SCIENCE FOUNDATION
ACADEMIC RESEARCH INFRASTRUCTURE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$131,867,000 are rescinded.

CORPORATIONS

FEDERAL DEPOSIT INSURANCE CORPORATION
FDIC AFFORDABLE HOUSING PROGRAM
(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$11,281,034 are rescinded.

TITLE II—GENERAL PROVISIONS

SEC. 2001. TIMBER SALES.

(a) SALVAGE TIMBER.—

(1) DEFINITION.—In this subsection, the term "salvage timber sale"—

(A) means a timber sale for which an important reason for entry includes the removal of disease- or insect-infested trees, dead, damaged, or downed trees, or trees affected by fire or imminently susceptible to fire or insect attack; and

(B) includes the removal of associated trees or trees lacking the characteristics of a healthy and viable ecosystem for the purpose of ecosystem improvement or rehabilitation, except that any such sale must include an identifiable salvage component of trees described in the first sentence.

(2) DIRECTION TO COMPLETE SALVAGE TIMBER SALES.—Notwithstanding any other law (including a law under the authority of which any judicial order may be outstanding on or after the date of enactment of this Act), the Secretary of Agriculture, acting through the Chief of the Forest Service, and the Secretary of the Interior, acting through the Director of the Bureau of Land Management, shall—

(A) expeditiously prepare, offer, and award salvage timber sale contracts on Federal lands, except in—

(i) any area on Federal lands included in the National Wilderness Preservation System;

(ii) any roadless area on Federal lands designated by Congress for wilderness study in Colorado or Montana;

(iii) any roadless area on Federal lands recommended by the Forest Service or Bureau of Land Management for wilderness designation in its most recent land management plan in effect as of the date of enactment of this Act; or

(iv) any area on Federal lands on which timber harvesting for any purpose is prohibited by statute; and

(B) perform the appropriate revegetation and tree planting operations in the area in which the salvage operations occurred.

(3) SALE DOCUMENTATION.—

(A) IN GENERAL.—For each salvage timber sale conducted under paragraph (2), the Secretary concerned shall prepare a document that combines an environmental assessment under section 102(2) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2)(E)) (including regulations implementing that section) and a biological evaluation under section 7(a)(2) of the Endangered Species Act of 1973 (16 U.S.C. 1536(a)(2)) and other applicable Federal law and implementing regulations.

(B) MATTERS TO BE CONSIDERED.—The environmental assessment and biological evaluation under subparagraph (A) shall, at the sole discretion of the Secretary concerned and to the extent that the Secretary concerned considers appropriate and feasible, consider the environmental effects of the salvage timber sale and consider the effect, if any, on threatened or endangered species.

(C) USE OF PREVIOUSLY PREPARED DOCUMENT.—In lieu of preparing a new document

under this paragraph, the Secretary concerned may use a document prepared pursuant to the National Environmental Policy Act of 1969 before the date of the enactment of this Act, a biological evaluation written before that date, or information collected for such a document or evaluation if the document, evaluation, or information applies to the Federal lands covered by the proposed sale. Any salvage sale in preparation on the date of enactment of this Act shall be subject to the provisions of this section.

(D) SCOPE AND CONTENT.—The scope and content of the documentation and information prepared, considered, and relied on under this paragraph is at the sole discretion of the Secretary concerned.

(4) VOLUME.—In each of fiscal years 1995 and 1996—

(A) the Secretary of Agriculture, acting through the Chief of the Forest Service, shall—

(i) prepare, offer, and award salvage timber sale contracts under paragraph (1) on Forest Service lands to the maximum extent feasible to reduce the backlogged volume of salvage timber as described in paragraph (1); and

(B) the Secretary of the Interior, acting through the Director of the Bureau of Land Management, shall—

(i) prepare, offer, and award salvage timber sale contracts under paragraph (1) on Bureau of Land Management lands to the maximum extent feasible to reduce the backlogged volume of salvage timber as described in paragraph (1).

(5) EFFECT ON OTHER LAWS.—Any timber sale prepared, advertised, offered, awarded, or operated in accordance with paragraph (1) shall be deemed to satisfy the requirements of all applicable Federal laws (including regulations), including—

(A) the Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1600 et seq.);

(B) the Federal Land Policy Management Act of 1976 (43 U.S.C. 1701 et seq.);

(C) the National Environmental Policy Act of 1969 (42 U.S.C. 4331 et seq.);

(D) the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.);

(E) the National Forest Management Act (16 U.S.C. 472a et seq.);

(F) the Multiple-Use Sustained Yield Act (16 U.S.C. 528 et seq.); and

(G) other Federal environmental laws.

(6) SALE PREPARATION.—The Secretary concerned shall make use of all available authority, including the employment of private contractors and the use of expedited fire contracting procedures, to prepare and advertise salvage timber sales under this subsection. The provisions of section 3(d)(1) of the Federal Workforce Restructuring Act of 1994 (Public Law 103-226) shall not apply to any former employee of the Department of the Secretary concerned who received a voluntary separation incentive payment authorized by such Act and accepts employment pursuant to this paragraph.

(7) REPORTING REQUIREMENTS.—Each Secretary shall report to the Committee on Appropriations and the Committee on Resources of the House of Representatives, and the Committee on Appropriations and the Committee on Energy and Natural Resources of the United States Senate, 90 days after the date of enactment of this Act and on the final day of each 90 day period thereafter throughout each of fiscal years 1995 and 1996, on the number of sales and volumes contained therein offered during such 90 day period and expected to be offered during the next 90 day period.

(b) OPTION 9.—

(1) DIRECTION TO COMPLETE TIMBER SALES.—Notwithstanding any other law (including a

law under the authority of which any judicial order may be outstanding on or after the date of enactment of this Act), the Secretary of the Interior, acting through the Director of the Bureau of Land Management, and the Secretary of Agriculture, acting through the Chief of the Forest Service, shall expeditiously prepare, offer, and award timber sale contracts on Federal lands in the forests specified within Option 9, as selected by the Secretary of the Interior and the Secretary of Agriculture on April 13, 1994.

(2) EFFECT ON OTHER LAWS.—Any timber sale prepared, advertised, offered, awarded, or operated in accordance with paragraph (1) shall be deemed to satisfy the requirements of all applicable Federal laws (including regulations), including—

(A) the Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1600 et seq.);

(B) the Federal Land Policy Management Act of 1976 (43 U.S.C. 1701 et seq.);

(C) the National Environmental Policy Act of 1969 (42 U.S.C. 4331 et seq.);

(D) the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.);

(E) the National Forest Management Act (16 U.S.C. 472a et seq.);

(F) the Multiple-Use Sustained Yield Act (16 U.S.C. 528 et seq.); and

(G) other Federal environmental laws.

(c) JUDICIAL AND ADMINISTRATIVE REVIEW.—

(1) JUDICIAL AUTHORITY.—

(A) RESTRAINING ORDERS AND PRELIMINARY INJUNCTIONS.—No restraining order or preliminary injunction shall be issued by any court of the United States with respect to a decision to prepare, advertise, offer, award, or operate any timber sale offered under subsection (a) or (b).

(B) PERMANENT INJUNCTIONS.—The courts of the United States shall have authority to enjoin permanently, order modification of, or void an individual sale under subsection (a) or (b) if, at a trial on the merits, it has been determined that the decision to prepare, advertise, offer, award, or operate the sale was arbitrary, capricious, or otherwise not in accordance with law.

(2) TIME AND VENUE FOR CHALLENGE.—

(A) IN GENERAL.—Any challenge to a timber sale under subsection (a) or (b) shall be brought as a civil action in the United States district court for the district in which the affected Federal lands are located within 15 days after the date of the initial advertisement of the challenged timber sale.

(B) NO WAIVER.—The Secretary of the Interior and the Secretary of Agriculture may not agree to, and a court may not grant, a waiver the requirements of subparagraph (A).

(3) STAY OF ADMINISTRATIVE ACTION.—During the 45-day period after the date of filing of a civil action under paragraph (2), the affected agency shall take no action to award a challenged timber sale.

(4) TIME FOR DECISION.—A civil action filed under this section shall be assigned for hearing at the earliest possible date, and the court shall render its final decision relative to any challenge within 45 days after the date on the action is brought, unless the court determines that a longer period of time is required to satisfy the requirements of the United States Constitution.

(5) EXPEDITING RULES.—The court may establish rules governing the procedures for a civil action under paragraph (2) that set page limits on briefs and time limits on filing briefs, motions, and other papers that are shorter than the limits specified in the Federal Rules of Civil Procedure or Federal Rules of Appellate Procedure.

(6) SPECIAL MASTERS.—In order to reach a decision within 45 days, the court may assign

all or part of any proceeding under this subsection to 1 or more special masters for prompt review and recommendations to the court.

(7) **NO ADMINISTRATIVE REVIEW.**—A timber sale conducted under subsection (a) or (b), and any decision of the Secretary of Agriculture or the Secretary of the Interior in connection with the sale, shall not be subject to administrative review.

(d) **EXPIRATION DATE.**—Subsection (a) and (b) shall expire effective as of September 30, 1996, but the terms and conditions of those subsections shall continue in effect with respect to timber sale contracts offered under this Act until the completion of performance of the contracts.

(e) **AWARD AND RELEASE OF PREVIOUSLY OFFERED AND UNAWARDED TIMBER SALE CONTRACTS.**—

(1) **AWARD AND RELEASE REQUIRED.**—Notwithstanding any other law, within 30 days after the date of the enactment of this Act, the Secretary concerned shall act to award, release, and permit to be completed in fiscal years 1995 and 1996, with no change in originally advertised terms and volumes, all timber sale contracts offered or awarded before that date in any unit of the National Forest System or district of the Bureau of Land Management subject to section 318 of Public Law 101-121 (103 Stat. 745).

(2) **THREATENED OR ENDANGERED SPECIES.**—No sale unit shall be released or completed under this subsection if any threatened or endangered species is known to be nesting within the acreage that is the subject of the sale unit.

(3) **ALTERNATIVE OFFER IN CASE OF DELAY.**—If for any reason a sale cannot be released and completed under the terms of this subsection within 45 days after the date of enactment of this Act, the Secretary of Agriculture or the Secretary of Interior, as the case may be, shall provide the purchaser an equal volume of timber, of like kind and value, which shall be subject to the terms of the original contract, and shall not count against current allowable sale quantities.

(f) **EFFECT ON PLANS, POLICIES, AND ACTIVITIES.**—Compliance with this section shall not require or permit any revisions, amendment, consultation, supplementation, or other administrative action in or for any land management plan, standard, guideline, policy, regional guide or multi-forest plan because of implementation or impacts, site-specific or cumulative, of activities authorized or required by this section. No project decision shall be required to be halted or changed by such documents or guidance, implementation, or impacts.

SEC. 2002. Section 633 of the Treasury, Postal Service and General Government Appropriations Act, 1995 (Public Law 103-329; 108 Stat. 2428) is amended by adding at the end of the section the following new subsection:

“(g) Notwithstanding the provisions of subsection (e)(1), any Office of Inspector General that employed less than four criminal investigators on the date of the enactment of this Act, and whose criminal investigators were not receiving administratively uncontrollable overtime before such date of enactment, may provide availability pay to those criminal investigators at any time after September 30, 1995.”

SEC. 2003. Section 5542 of title 5, United States Code, is amended by striking subsection (d).

SEC. 2004. Section 5545a(c) of title 5, United States Code, is amended by adding after the last sentence, “An agency may direct a criminal investigator to work unscheduled duty hours on days when regularly scheduled overtime is provided under section 5542, and that duty may be related to the duties for

which the investigator was scheduled or other duties based on the needs of the agency.”

SEC. 2005. Notwithstanding any other provision of law, beginning 30 days from the date of enactment of this Act and continuing thereafter, United States Customs Service Pilots compensated for administratively uncontrollable overtime under the provisions of section 5545(c) of title 5, United States Code, shall be provided availability pay authorized under the provisions of section 5545(a) of title 5, United States Code, and all other provisions of such title shall apply to such Customs Service pilots.

GENERAL PROVISIONS

SEC. 2006. None of the funds made available in any appropriations Act for fiscal year 1995 may be used by the Environmental Protection Agency to require any state to comply with the requirement of section 182 of the Clean Air Act by adopting or implementing a test-only or IM240 enhanced vehicle inspection and maintenance program, except that EPA may approve such a program if a state chooses to submit one to meet that requirement.

SEC. 2007. None of the funds made available in any appropriations Act for fiscal year 1995 may be used by the Environmental Protection Agency to impose or enforce any requirement that a state implement trip reduction measures to reduce vehicular emissions.

SEC. 2008. None of the funds made available in any appropriations Act for fiscal year 1995 may be used by the Environmental Protection Agency for listing or to list any additional facilities on the National Priorities List established by section 105 of the Comprehensive Environmental Response Compensation and Liability Act (CERCLA), 42 U.S.C. 9605, unless the Administrator receives a written request to propose for listing or to list a facility from the governor of the state in which the facility is located, or unless legislation to reauthorize CERCLA is enacted.

SEC. 2009. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

RENEWAL OF PERMITS FOR GRAZING ON NATIONAL FOREST LANDS

SEC. 2010. Notwithstanding any other law, at the request of an applicant for renewal of a permit that expires on or after the date of enactment of this Act for grazing on land located in a unit of the National Forest System, the Secretary of Agriculture shall reinstate, if necessary, and extend the term of the permit until the date on which the Secretary of Agriculture completes action on the application, including action required under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

PROHIBITION ON USE OF FUNDS TO DELINEATE NEW AGRICULTURAL WETLANDS

SEC. 2011. (a) **IN GENERAL.**—Except as provided in subsection (b), during the period beginning on the date of enactment of this Act and ending on December 31, 1995, none of the funds made available by this or any other Act may be used by the Secretary of Agriculture to delineate wetlands for the purpose of certification under section 1222(a) of the Food Security Act of 1985 (16 U.S.C. 3822(a)).

(b) **EXCEPTION.**—Subsection (a) shall not apply to land if the owner or operator of the land requests a determination as to whether the land is considered a wetland under subtitle C of title XII of the Food Security Act of 1985 (16 U.S.C. 3821 et seq.) or any other provision of law.

TITLE III—DEFICIT REDUCTION

DOWNWARD ADJUSTMENTS IN DISCRETIONARY SPENDING LIMITS

SEC. 3001. Upon the enactment of this Act, the Director of the Office of Management and Budget shall make downward adjustments in the discretionary spending limits (new budget authority and outlays) specified in section 601(a)(2) of the Congressional Budget Act of 1974 for each of the fiscal years 1995 through 1998 by the aggregate amount of estimated reductions in new budget authority and outlays for discretionary programs resulting from the provisions this Act (other than emergency appropriations) for such fiscal year, as calculated by the Director.

PROHIBITION ON USE OF SAVINGS TO OFFSET DEFICIT INCREASES RESULTING FROM DIRECT SPENDING OR RECEIPTS LEGISLATION

SEC. 3002. Reductions in outlays, and reductions in the discretionary spending limits specified in section 601(a)(2) of the Congressional Budget Act of 1974, resulting from the enactment of this Act shall not be taken into account for purposes of section 252 of the Balanced Budget and Emergency Deficit Control Act of 1985.

TITLE IV—IMPACT OF LEGISLATION ON CHILDREN

SENSE OF CONGRESS

SEC. 4001. It is the sense of Congress that Congress should not enact or adopt any legislation that will increase the number of children who are hungry or homeless.

This Act may be cited as the “Second Supplemental Appropriations and Rescissions Act, 1995”.

ASHCROFT (AND OTHERS) AMENDMENT NO. 446

Mr. DOLE (for Mr. ASHCROFT, for himself, Mr. KYL, Mr. SANTORUM, Mr. ABRAHAM, Mr. GREGG, and Mr. NICKLES) proposed an amendment to amend No. 420 proposed by Mr. HATFIELD to the bill, H.R. 1158, supra; as follows:

In lieu of the language proposed to be inserted, insert the following:

the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to provide additional supplemental appropriations and rescissions for the fiscal year ending September 30, 1995, and for other purposes, namely:

TITLE I—SUPPLEMENTALS AND RESCISSIONS CHAPTER I

DEPARTMENT OF AGRICULTURE, RURAL DEVELOPMENT, FOOD AND DRUG ADMINISTRATION, AND RELATED AGENCIES

DEPARTMENT OF AGRICULTURE

AGRICULTURAL RESEARCH SERVICE

(TRANSFER OF FUNDS)

For an additional amount for necessary expenses of the Agricultural Research Service, \$2,218,000, to be derived by transfer from “Nutrition initiatives”, Food and Consumer Service.

FOOD SAFETY AND INSPECTION SERVICE

For an additional amount for salaries and expenses of the Food Safety and Inspection Service, \$9,082,000.

COMMODITY CREDIT CORPORATION FUND

FOOD FOR PROGRESS

Notwithstanding any other provision of law, no funds of the Commodity Credit Corporation in excess of \$50,000,000 for fiscal year 1995 (exclusive of the cost of commodities in the fiscal year) may be used to carry out the Food for Progress Act of 1985 (7

U.S.C. 1736o) with respect to commodities made available under section 416(b) of the Agricultural Act of 1949: *Provided*, That of this amount not more than \$20,000,000 may be used without regard to section 110(g) of the Food for Progress Act of 1985 (7 U.S.C. 1736o(g)). The additional costs resulting from this provision shall be financed from funds credited to the Corporation pursuant to section 426 of Public Law 103-465.

RURAL ELECTRIFICATION ADMINISTRATION
RURAL ELECTRIFICATION AND TELEPHONE
LOANS
PROGRAM ACCOUNT

The second paragraph under this heading in Public Law 103-330 (108 Stat. 2441) is amended by inserting before the period at the end, the following: “: *Provided*, That notwithstanding section 305(d)(2) of the Rural Electrification Act of 1936, borrower interest rates may exceed 7 per centum per year”.

FOOD AND NUTRITION SERVICE

COMMODITY SUPPLEMENTAL FOOD PROGRAM

The paragraph under this heading in Public Law 103-330 (108 Stat. 2441) is amended by inserting before the period at the end, the following: “: *Provided further*, That twenty per centum of any Commodity Supplemental Food Program funds carried over from fiscal year 1994 shall be available for administrative costs of the program”.

GENERAL PROVISIONS

Section 715 of Public Law 103-330 is amended by deleting “\$85,500,000” and by inserting “\$110,000,000”. The additional costs resulting from this provision shall be financed from funds credited to the Commodity Credit Corporation pursuant to section 426 of Public Law 103-465.

OFFICE OF THE SECRETARY
(RESCISSION)

Of funds made available under this heading in Public Law 103-330, \$31,000 are rescinded: *Provided*, That none of the funds made available to the Department of Agriculture may be used to carry out activities under 7 U.S.C. 2257 without prior notification to the Committees on Appropriations.

AGRICULTURAL RESEARCH SERVICE
BUILDINGS AND FACILITIES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-330 and other Acts, \$1,500,000 are rescinded.

COOPERATIVE STATE RESEARCH SERVICE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$958,000 are rescinded, including \$524,000 for contracts and grants for agricultural research under the Act of August 4, 1965, as amended (7 U.S.C. 450i(c)); and \$434,000 for necessary expenses of Cooperative State Research Service activities: *Provided*, That the amount of “\$9,917,000” available under this heading in Public Law 103-330 (108 Stat. 2441) for a program of capacity building grants to colleges eligible to receive funds under the Act of August 30, 1890, is amended to read “\$9,207,000”.

ANIMAL AND PLANT HEALTH INSPECTION
SERVICE
BUILDINGS AND FACILITIES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$6,000,000 are rescinded.

RURAL DEVELOPMENT ADMINISTRATION AND
FARMERS HOME ADMINISTRATION
LOCAL TECHNICAL ASSISTANCE AND PLANNING
GRANTS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$1,750,000 are rescinded.

ALCOHOL FUELS CREDIT GUARANTEE PROGRAM
ACCOUNT
(RESCISSION)

Of the funds made available under this heading in Public Law 102-341, \$9,000,000 are rescinded.

RURAL ELECTRIFICATION ADMINISTRATION
RURAL ELECTRIFICATION AND TELEPHONE
LOANS PROGRAM ACCOUNT
(RESCISSION)

Of the funds made available under this heading in Public Law 103-330, \$1,500,000 for the cost of 5 per centum rural telephone loans are rescinded.

FOOD AND NUTRITION SERVICE
SPECIAL SUPPLEMENTAL FOOD PROGRAM FOR
WOMEN, INFANTS, AND CHILDREN (WIC)
(RESCISSION)

Of the funds made available under this heading in Public Law 103-111, \$35,000,000 are rescinded.

FOREIGN AGRICULTURAL SERVICE
PUBLIC LAW 480 PROGRAM ACCOUNTS

Of the funds made available under this heading in Public Law 103-330, \$142,500,000 are rescinded of which: \$6,135,000 shall be from the amounts appropriated for ocean freight differential costs; \$92,500,000 shall be from the amounts appropriated for commodities supplied in connection with dispositions abroad pursuant to title III; and \$43,865,000 shall be from the amounts appropriated for the cost of direct credit agreements as authorized by the Agricultural Trade Development and Assistance Act of 1954, as amended, and the Food for Progress Act of 1985, as amended.

GENERAL PROVISIONS

SEC. 101. PROHIBITION ON USE OF FUNDS TO DELINEATE NEW AGRICULTURAL WETLANDS.

(a) IN GENERAL.—Except as provided in subsection (b), during the period beginning on the date of enactment of this Act and ending on December 31, 1995, none of the funds made available by this or any other Act may be used by the Secretary of Agriculture to delineate wetlands for the purpose of certification under section 1222(a) of the Food Security Act of 1985 (16 U.S.C. 3822(a)).

(b) EXCEPTION.—Subsection (a) shall not apply to land if the owner or operator of the land requests a determination as to whether the land is considered a wetland under subtitle C of title XII of the Food Security Act of 1985 (16 U.S.C. 3821 et seq.) or any other provision of law.

CHAPTER II

DEPARTMENTS OF COMMERCE, JUSTICE,
AND STATE, THE JUDICIARY, AND RE-
LATED AGENCIES

RELATED AGENCIES

NATIONAL BANKRUPTCY REVIEW COMMISSION
(TRANSFER OF FUNDS)

For the National Bankruptcy Review Commission as authorized by Public Law 103-394, \$1,500,000 shall be made available until expended, to be derived by transfer from unobligated balances of the Working Capital Fund in the Department of Justice.

UNITED STATES INFORMATION AGENCY

INTERNATIONAL BROADCASTING OPERATIONS

Of the funds made available under this heading by Public Law 103-317, \$98,000,000 are rescinded.

DEPARTMENT OF JUSTICE

IMMIGRATION AND NATURALIZATION SERVICE
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$1,000,000 are rescinded.

GENERAL ADMINISTRATION

WORKING CAPITAL FUND
(RESCISSION)

Of the unobligated balances available under this heading in Public Law 103-317, \$5,000,000 are rescinded.

LEGAL ACTIVITIES

ASSET FORFEITURE FUND
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$5,000,000 are rescinded.

OFFICE OF JUSTICE PROGRAMS

DRUG COURTS
(RESCISSION)

Of the funds made available under this heading in title VIII of Public Law 103-317, \$17,100,000 are rescinded.

OUNCE OF PREVENTION COUNCIL
(INCLUDING RESCISSION)

Of the funds made available under this heading in title VIII of Public Law 103-317, \$1,000,000 are rescinded.

In addition, under this heading in Public Law 103-317, after the word “grants”, insert the following: “and administrative expenses”. After the word “expended”, insert the following: “: *Provided*, That the Council is authorized to accept, hold, administer, and use gifts, both real and personal, for the purpose of aiding or facilitating the work of the Council”.

DEPARTMENT OF COMMERCE

NATIONAL INSTITUTE OF STANDARDS AND
TECHNOLOGY

SCIENTIFIC AND TECHNICAL RESEARCH AND
SERVICES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$19,500,000 are rescinded.

INDUSTRIAL TECHNOLOGY SERVICES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317 for the Manufacturing Extension Partnership and the Quality Program, \$27,100,000 are rescinded.

NATIONAL OCEANIC AND ATMOSPHERIC
ADMINISTRATION

OPERATIONS, RESEARCH, AND FACILITIES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$37,600,000 are rescinded.

CONSTRUCTION
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$8,000,000 are rescinded.

TECHNOLOGY ADMINISTRATION

UNDER SECRETARY FOR TECHNOLOGY/OFFICE
OF TECHNOLOGY POLICY
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$1,500,000 are rescinded.

NATIONAL TECHNICAL INFORMATION SERVICE
NTIS REVOLVING FUND
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$7,000,000 are rescinded.

ECONOMIC DEVELOPMENT ADMINISTRATION
ECONOMIC DEVELOPMENT ASSISTANCE
PROGRAMS
(RESCISSIONS)

Of unobligated balances available under this heading pursuant to Public Law 103-75, Public Law 102-368, and Public Law 103-317, \$447,384,000 are rescinded.

THE JUDICIARY

COURTS OF APPEALS, DISTRICT COURTS, AND
OTHER JUDICIAL SERVICES

UNITED STATES COURT OF INTERNATIONAL
TRADE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$1,000,000 are rescinded.

DEFENDER SERVICES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$4,100,000 are rescinded.

RELATED AGENCY

SMALL BUSINESS ADMINISTRATION

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$15,000,000 are rescinded: *Provided*, That no funds in that public law shall be available to implement section 24 of the Small Business Act, as amended.

BUSINESS LOANS PROGRAM ACCOUNT
(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$15,000,000 are rescinded.

LEGAL SERVICES CORPORATION

PAYMENT TO THE LEGAL SERVICES

CORPORATION

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317 and prior appropriations Acts, \$5,849,000 are rescinded, of which \$33,000 are from funds made available for law school clinics; \$31,000 are from funds made available for supplemental field programs; \$75,000 are from funds made available for regional training centers; \$1,189,000 are from funds made available for national support; \$1,021,000 are from funds made available for State support; \$685,000 are from funds made available for client initiatives; \$44,000 are from funds made available for the Clearinghouse; \$4,000 are from funds made available for computer assisted legal research regional centers; and \$1,572,000 are from funds made available for Corporation management and administration.

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

DIPLOMATIC AND CONSULAR PROGRAMS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$2,000,000 are rescinded.

ACQUISITION AND MAINTENANCE OF BUILDINGS
ABROAD

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$30,000,000 are rescinded.

INTERNATIONAL ORGANIZATIONS AND
CONFERENCES

CONTRIBUTIONS FOR INTERNATIONAL

PEACEKEEPING ACTIVITIES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$14,617,000 are rescinded.

RELATED AGENCIES

ARMS CONTROL AND DISARMAMENT AGENCY

ARMS CONTROL AND DISARMAMENT ACTIVITIES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$4,000,000 are rescinded, of which \$2,000,000 are from funds made available for activities related to the implementation of the Chemical Weapons Convention.

BOARD FOR INTERNATIONAL BROADCASTING

ISRAEL RELAY STATION

(RESCISSION)

From unobligated balances available under this heading, \$2,000,000 are rescinded.

UNITED STATES INFORMATION AGENCY

EDUCATIONAL AND CULTURAL EXCHANGE

PROGRAMS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-317, \$5,000,000 are rescinded.

RADIO CONSTRUCTION

(RESCISSION)

Of the funds made available under this heading \$6,000,000 are rescinded.

RADIO FREE ASIA

(RESCISSION)

Of the funds made available under this heading, \$6,000,000 are rescinded.

CHAPTER III

ENERGY AND WATER DEVELOPMENT

DEPARTMENT OF DEFENSE—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

GENERAL INVESTIGATIONS

(RESCISSIONS)

Of the funds made available under this heading in Public Law 103-316 and prior years' Energy and Water Development Appropriations Act, \$10,000,000 are rescinded.

CONSTRUCTION, GENERAL

(RESCISSIONS)

Of the funds made available under this heading in Public Law 103-316 and prior years' Energy and Water Development Appropriations Acts, \$50,000,000 are rescinded.

DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION

OPERATION AND MAINTENANCE

(RESCISSION)

Of the funds made available under this heading in Public Law 103-316, \$10,000,000 are rescinded.

DEPARTMENT OF ENERGY

ENERGY SUPPLY, RESEARCH AND

DEVELOPMENT ACTIVITIES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-316, \$81,500,000 are rescinded.

ATOMIC ENERGY DEFENSE ACTIVITIES

DEFENSE ENVIRONMENTAL RESTORATION AND

WASTE MANAGEMENT

(RESCISSIONS)

Of the amounts made available under this heading in Public Law 103-316 and prior years' Energy and Water Development Acts, \$113,000,000 are rescinded.

MATERIALS SUPPORT AND OTHER DEFENSE

PROGRAMS

(RESCISSIONS)

Of the amounts made available under this heading in Public Law 103-316, and prior years' Energy and Water Development Acts, \$15,000,000 are rescinded.

DEPARTMENTAL ADMINISTRATION

(RESCISSION)

Of the funds made available under this heading in Public Law 103-316, \$20,000,000 are rescinded.

POWER MARKETING ADMINISTRATIONS

CONSTRUCTION, REHABILITATION, OPERATION
AND MAINTENANCE, WESTERN AREA POWER
ADMINISTRATION

(RESCISSIONS)

Of the amounts made available under this heading in Public Law 103-316 and prior years' Energy and Water Development Acts, \$30,000,000 are rescinded.

INDEPENDENT AGENCIES

APPALACHIAN REGIONAL COMMISSION

(RESCISSION)

Of the funds made available under this heading in Public Law 103-316, \$10,000,000 are rescinded.

TENNESSEE VALLEY AUTHORITY

TENNESSEE VALLEY AUTHORITY FUND

(RESCISSION)

Of the funds made available under this heading in Public Law 103-316, \$5,000,000 are rescinded.

CHAPTER IV

FOREIGN OPERATIONS, EXPORT
FINANCING, AND RELATED PROGRAMS

(RESCISSION)

Of the unearmarked and unobligated balances of funds available in Public Law 103-87 and Public Law 103-306, \$191,600,000 are rescinded: *Provided*, That not later than thirty days after the enactment of this Act the Director of the Office of Management and Budget shall submit a report to Congress setting forth the accounts and amounts which are reduced pursuant to this paragraph.

CHAPTER V

DEPARTMENT OF THE INTERIOR AND

RELATED AGENCIES

DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

MANAGEMENT OF LANDS AND RESOURCES

(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$70,000 are rescinded, to be derived from amounts available for developing and finalizing the Roswell Resource Management Plan/Environmental Impact Statement and the Carlsbad Resource Management Plan Amendment/Environmental Impact Statement: *Provided*, That none of the funds made available in such Act or any other appropriations Act may be used for finalizing or implementing either such plan.

CONSTRUCTION AND ACCESS

(RESCISSIONS)

Of the funds available under this heading in Public Law 103-332, Public Law 103-138, and Public Law 102-381, \$2,100,000 are rescinded.

LAND ACQUISITION

(RESCISSIONS)

Of the funds available under this heading in Public Law 102-381, Public Law 101-121, and Public Law 100-446, \$1,497,000 are rescinded.

UNITED STATES FISH AND WILDLIFE SERVICE

RESOURCE MANAGEMENT

(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$3,000,000 are rescinded.

CONSTRUCTION

(RESCISSIONS)

Of the funds available under this heading or the heading Construction and Anadromous Fish in Public Law 103-332, Public

Law 103-138, Public Law 103-75, Public Law 102-381, Public Law 102-154, Public Law 102-368, Public Law 101-512, Public Law 101-121, Public Law 100-446, and Public Law 100-202, \$13,215,000 are rescinded.

LAND ACQUISITION
(RESCISSIONS)

Of the funds available under this heading in Public Law 103-332, Public Law 103-138, Public Law 102-381, and Public Law 101-512, \$3,893,000 are rescinded.

NATIONAL BIOLOGICAL SURVEY
RESEARCH, INVENTORIES, AND SURVEYS
(RESCISSIONS)

Of the funds available under this heading in Public Law 103-332 and Public Law 103-138, \$12,544,000 are rescinded.

NATIONAL PARK SERVICE
CONSTRUCTION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$25,970,000 are rescinded.

URBAN PARK AND RECREATION FUND
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$7,480,000 are rescinded.

LAND ACQUISITION AND STATE ASSISTANCE
(RESCISSIONS)

Of the funds available under this heading in Public Law 103-332, Public Law 103-138, Public Law 102-381, Public Law 102-154, Public Law 101-512, Public Law 101-121, Public Law 100-446, Public Law 100-202, Public Law 99-190, Public Law 98-473, and Public Law 98-146, \$11,297,000 are rescinded.

MINERALS MANAGEMENT SERVICE
ROYALTY AND OFFSHORE MINERALS
MANAGEMENT
(RESCISSION)

Of the funds made available under this heading in Public Law 103-332, \$814,000 are rescinded.

BUREAU OF INDIAN AFFAIRS
OPERATION OF INDIAN PROGRAMS
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$11,350,000 are rescinded: *Provided*, That the first proviso under this head in Public Law 103-332 is amended by striking “\$330,111,000” and inserting in lieu thereof “\$329,361,000”.

CONSTRUCTION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$9,571,000 are rescinded.

INDIAN DIRECT LOAN PROGRAM ACCOUNT
(RESCISSION)

Of the funds provided under this heading in Public Law 103-332, \$1,900,000 is rescinded.

TERRITORIAL AND INTERNATIONAL AFFAIRS
ADMINISTRATION OF TERRITORIES
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$1,900,000 are rescinded.

TRUST TERRITORY OF THE PACIFIC ISLANDS
(RESCISSION)

Of the funds available under this heading in Public Law 99-591, \$32,139,000 are rescinded.

COMPACT OF FREE ASSOCIATION
(RESCISSION)

Of the funds made available under this heading in Public Law 103-332, \$1,000,000 are rescinded.

DEPARTMENT OF AGRICULTURE
FOREST SERVICE
FOREST RESEARCH
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$6,000,000 are rescinded.

STATE AND PRIVATE FORESTRY
(RESCISSION)

Of the funds available under this heading in Public Law 103-332 and Public Law 103-138, \$6,250,000 are rescinded.

INTERNATIONAL FORESTRY
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$3,000,000 are rescinded.

CONSTRUCTION
(RESCISSIONS)

Of the funds available under this heading in Public Law 103-332, Public Law 103-138 and Public Law 102-381, \$7,824,000 are rescinded: *Provided*, That the first proviso under this head in Public Law 103-332 is amended by striking “1994” and inserting in lieu thereof “1995”.

LAND ACQUISITION
(RESCISSIONS)

Of the funds available under this heading in Public Law 103-332, Public Law 103-138 and Public Law 102-381, \$3,020,000 are rescinded.

DEPARTMENT OF ENERGY
FOSSIL ENERGY RESEARCH AND DEVELOPMENT
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$20,750,000 are rescinded.

NAVAL PETROLEUM AND OIL SHALE RESERVES
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$110,000,000 are rescinded.

ENERGY CONSERVATION
(RESCISSIONS)

Of the funds available under this heading in Public Law 103-332, \$34,928,000 are rescinded.

Of the funds available under this heading in Public Law 103-138, \$13,700,000 are rescinded.

DEPARTMENT OF EDUCATION
OFFICE OF ELEMENTARY AND SECONDARY
EDUCATION
INDIAN EDUCATION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$2,000,000 are rescinded.

OTHER RELATED AGENCIES
SMITHSONIAN INSTITUTION

CONSTRUCTION AND IMPROVEMENTS, NATIONAL
ZOOLOGICAL PARK
(RESCISSIONS)

Of the funds available under this heading in Public Law 103-381, and Public Law 103-138, \$1,000,000 are rescinded.

CONSTRUCTION
(RESCISSIONS)

Of the funds available under this heading in Public Law 103-154, Public Law 102-381, Public Law 103-138, and Public Law 103-332, \$11,237,000 are rescinded: *Provided*, That of the amounts proposed herein for rescission, \$2,500,000 are from funds previously appropriated for the National Museum of the American Indian: *Provided further*, That notwithstanding any other provision of law, the provisions of the Davis-Bacon Act shall not

apply to any contract associated with the construction of facilities for the National Museum of the American Indian.

NATIONAL GALLERY OF ART
REPAIR, RESTORATION AND RENOVATION OF
BUILDINGS
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$407,000 are rescinded.

JOHN F. KENNEDY CENTER FOR THE
PERFORMING ARTS
CONSTRUCTION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$3,000,000 are rescinded.

WOODROW WILSON INTERNATIONAL CENTER FOR
SCHOLARS
SALARIES AND EXPENSES
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$1,000,000 are rescinded.

NATIONAL FOUNDATION ON THE ARTS AND THE
HUMANITIES

NATIONAL ENDOWMENT FOR THE ARTS
GRANTS AND ADMINISTRATION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$5,000,000 are rescinded.

NATIONAL ENDOWMENT FOR THE HUMANITIES
GRANTS AND ADMINISTRATION
(RESCISSION)

Of the funds available under this heading in Public Law 103-332, \$5,000,000 are rescinded.

GENERAL PROVISIONS

SEC. 501. No funds made available in any appropriations Act may be used by the Department of the Interior, including but not limited to the United States Fish and Wildlife Service and the National Biological Service, to search for the Alabama sturgeon in the Alabama River, the Cahaba River, the Tombigbee River or the Tennessee-Tombigbee Waterway in Alabama or Mississippi.

SEC. 502. (a) None of the funds made available in Public Law 103-332 may be used by the United States Fish and Wildlife Service to implement or enforce special use permit numbered 72030.

(b) The Secretary of the Interior shall immediately reinstate the travel guidelines specified in special use permit numbered 65715 for the visiting public and employees of the Virginia Department of Conservation and Recreation at Back Bay National Wildlife Refuge, Virginia. Such guidelines shall remain in effect until such time as an agreement described in subsection (c) becomes effective, but in no case shall remain in effect after September 30, 1995.

(c) It is the sense of Congress that the Secretary of the Interior and the Governor of Virginia should negotiate and enter into a long term agreement concerning resources management and public access with respect to Back Bay National Wildlife Refuge and False Cape State Park, Virginia, in order to improve the implementation of the missions of the Refuge and Park.

SEC. 503. (a) No funds available to the Forest Service may be used to implement Habitat Conservation Areas in the Tongass National Forest for species which have not been declared threatened or endangered pursuant to the Endangered Species Act, except that with respect to goshawks the Forest Service may impose interim Goshawk Habitat Conservation Areas not to exceed 300 acres per

active nest consistent with the guidelines utilized in national forests in the continental United States.

(b) The Secretary shall notify Congress within 30 days of any timber sales which may be delayed or canceled due to the Goshawk Habitat Conservation Areas described in subsection (a).

SEC. 504. RENEWAL OF PERMITS FOR GRAZING ON NATIONAL FOREST LANDS.

Notwithstanding any other law, at the request of an applicant for renewal of a permit that expires on or after the date of enactment of this Act for grazing on land located in a unit of the National Forest System, the Secretary of Agriculture shall reinstate, if necessary, and extend the term of the permit until the date on which the Secretary of Agriculture completes action on the application, including action required under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

CHAPTER VI

DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

TRAINING AND EMPLOYMENT SERVICES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$1,521,220,000 are rescinded, including \$46,404,000 for necessary expenses of construction, rehabilitation, and acquisition of new Job Corps centers, \$15,000,000 for the School-to-Work Opportunities Act, \$15,600,000 for title III, part A of the Job Training Partnership Act, \$20,000,000 for the title III, part B of such Act, \$3,861,000 for service delivery areas under section 101(a)(4)(A)(iii) of such Act, \$33,000,000 for carrying out title II, part A of such Act, \$475,010,000 for carrying out title II, part C of such Act, \$750,000 for the National Commission for Employment Policy and \$421,000 for the National Occupational Information Coordinating Committee: *Provided*, That service delivery areas may transfer up to 50 percent of the amounts allocated for program years 1994 and 1995 between the title II-B and title II-C programs authorized by the Job Training Partnership Act, if such transfers are approved by the Governor.

COMMUNITY SERVICE EMPLOYMENT FOR OLDER AMERICANS

(RESCISSIONS)

Of the funds made available in the first paragraph under this heading in Public Law 103-333, \$11,263,000 are rescinded.

Of the funds made available in the second paragraph under this heading in Public Law 103-333, \$3,177,000 are rescinded.

STATE UNEMPLOYMENT INSURANCE AND EMPLOYMENT SERVICE OPERATIONS

(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$20,000,000 are rescinded, and amounts which may be expended from the Employment Security Administration account in the Unemployment Trust Fund are reduced from \$3,269,097,000 to \$3,221,397,000.

BUREAU OF LABOR STATISTICS

SALARIES AND EXPENSES

Of the funds made available under this heading in Public Law 103-333, \$1,100,000 are rescinded.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

HEALTH RESOURCES AND SERVICES ADMINISTRATION

HEALTH RESOURCES AND SERVICES (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$42,071,000 are rescinded.

CENTERS FOR DISEASE CONTROL AND PREVENTION

DISEASE CONTROL, RESEARCH, AND TRAINING (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$1,300,000 are rescinded.

NATIONAL INSTITUTES OF HEALTH BUILDINGS AND FACILITIES (RESCISSION)

Of the available balances under this heading, \$79,289,000 are rescinded.

SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION

SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$14,700,000 are rescinded.

ASSISTANT SECRETARY FOR HEALTH

OFFICE OF THE ASSISTANT SECRETARY FOR HEALTH (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$2,320,000 are rescinded.

AGENCY FOR HEALTH CARE POLICY AND RESEARCH

HEALTH CARE POLICY AND RESEARCH (RESCISSION)

Of the Federal funds made available under this heading in Public Law 103-333, \$3,132,000 are rescinded.

HEALTH CARE FINANCING ADMINISTRATION

PROGRAM MANAGEMENT (RESCISSION)

Funds made available under this heading in Public Law 103-333 are reduced from \$2,207,135,000 to 2,185,935,000, and funds transferred to this account as authorized by section 201(g) of the Social Security Act are reduced to the same amount.

SOCIAL SECURITY ADMINISTRATION

SUPPLEMENTAL SECURITY INCOME PROGRAM (RESCISSION)

Of the amounts appropriated in the first paragraph under this heading in Public Law 103-333, \$67,000,000 are rescinded.

LIMITATION ON ADMINISTRATIVE EXPENSES (RESCISSION)

Of the funds made available under this heading in Public Law 103-333 to invest in a state-of-the-art computing network, \$88,283,000 are rescinded.

ADMINISTRATION FOR CHILDREN AND FAMILIES JOB OPPORTUNITIES AND BASIC SKILLS (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, there are rescinded an amount equal to the total of the funds within each State's limitation for fiscal year 1995 that are not necessary to pay such State's allowable claims for such fiscal year.

Section 403(k)(3)(E) of the Social Security Act (as amended by Public Law 100-485) is amended by adding before the "and": "reduced by an amount equal to the total of

those funds that are within each State's limitation for fiscal year 1995 that are not necessary to pay such State's allowable claims for such fiscal year (except that such amount for such year shall be deemed to be \$1,300,000,000 for the purpose of determining the amount of the payment under subsection (1) to which each State is entitled)."

STATE LEGALIZATION IMPACT-ASSISTANCE GRANTS (RESCISSION)

Of the funds made available in the second paragraph under this heading in Public Law 103-333, \$6,000,000 are rescinded.

COMMUNITY SERVICES BLOCK GRANT (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$13,988,000 are rescinded.

CHILD CARE AND DEVELOPMENT BLOCK GRANT (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$8,400,000 are rescinded.

CHILDREN AND FAMILIES SERVICES PROGRAMS (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$42,000,000 are rescinded from section 639(A) of the Head Start Act, as amended.

ADMINISTRATION ON AGING (AGING SERVICES PROGRAMS) (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$899,000 are rescinded.

OFFICE OF THE SECRETARY POLICY RESEARCH (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$2,918,000 are rescinded.

DEPARTMENT OF EDUCATION

EDUCATION REFORM (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$82,600,000 are rescinded, including \$55,800,000 from funds made available for State and local education systemic improvement, and \$11,800,000 from funds made available for Federal activities under the Goals 2000: Educate America Act; and \$15,000,000 are rescinded from funds made available under the School to Work Opportunities Act, including \$4,375,000 for National programs and \$10,625,000 for State grants and local partnerships.

EDUCATION FOR THE DISADVANTAGED (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$80,400,000 are rescinded as follows: \$72,500,000 from the Elementary and Secondary Education Act, title I, part A, \$2,000,000 from part B, and \$5,900,000 from part E, section 1501.

IMPACT AID (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$16,293,000 for section 8002 are rescinded.

SCHOOL IMPROVEMENT PROGRAMS (RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$236,417,000 are rescinded as follows: from the Elementary and Secondary Education Act, title II-B, \$69,000,000, title IV, \$100,000,000, title V-C, \$2,000,000, title IX-B, \$1,000,000, title X-D, \$1,500,000, section 10602, \$1,630,000, title XII,

\$20,000,000, and title XIII-A, \$8,900,000; from the Higher Education Act, section 596, \$13,875,000; from funds derived from the Violent Crime Reduction Trust Fund, \$11,100,000; and from funds for the Civil Rights Act of 1964, title IV, \$7,412,000.

BILINGUAL AND IMMIGRANT EDUCATION
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$32,380,000 are rescinded from funding for title VII-A and \$11,000,000 from part C of the Elementary and Secondary Education Act.

VOCATIONAL AND ADULT EDUCATION
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$60,566,000 are rescinded as follows: from the Carl D. Perkins Vocational and Applied Technology Education Act, title III-A and -B, \$43,888,000 and from title IV-A and -C, \$8,891,000; from the Adult Education Act, part B-7, \$7,787,000.

STUDENT FINANCIAL ASSISTANCE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$10,000,000 are rescinded from funding for the Higher Education Act, title IV, part H-1.

HIGHER EDUCATION
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$57,783,000 are rescinded as follows: from amounts available for the Higher Education Act, title IV-A, chapter 5, \$496,000 title IV-A-2, chapter 1, \$11,200,000, title IV-A-2, chapter 2, \$600,000, title IV-A-6, \$2,000,000, title V-C, subparts 1 and 3, \$16,175,000, title IX-B, \$10,100,000, title IX-E, \$3,500,000, title IX-G, \$2,888,000, title X-D, \$2,900,000, and title XI-A, \$500,000; Public Law 102-325, \$1,000,000; and the Excellence in Mathematics, Science, and Engineering Education Act of 1990, \$6,424,000.

HOWARD UNIVERSITY
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$3,300,000 are rescinded, including \$1,500,000 for construction

COLLEGE HOUSING AND ACADEMIC FACILITIES
LOANS PROGRAM
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333 for the costs of direct loans, as authorized under part C of title VII of the Higher Education Act, as amended, \$168,000 are rescinded, and the authority to subsidize gross loan obligations is repealed. In addition, \$322,000 appropriated for administrative expenses are rescinded.

EDUCATION RESEARCH, STATISTICS, AND
IMPROVEMENT
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$15,200,000 are rescinded as follows: from the Elementary and Secondary Education Act, title III-A, \$5,000,000, title III-B, \$5,000,000, and title X-B, \$4,600,000; from the Goals 2000: Educate America Act, title VI, \$600,000.

LIBRARIES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$12,916,000 are rescinded from title II, part B, section 222 of the Higher Education Act.

RELATED AGENCIES
CORPORATION FOR PUBLIC BROADCASTING
(RESCISSION)

Of the funds made available under this heading in Public Law 103-112, \$47,000,000 are

rescinded. Of the funds made available under this heading in Public Law 103-333, \$94,000,000 are rescinded.

RAILROAD RETIREMENT BOARD
DUAL BENEFITS PAYMENTS ACCOUNT
(RESCISSION)

Of the funds made available under this heading in Public Law 103-333, \$7,000,000 are rescinded.

GENERAL PROVISIONS

FEDERAL DIRECT STUDENT LOAN PROGRAM

SEC. 601. Section 458(a) of the Higher Education Act of 1965 (20 U.S.C. 1087h(a)) is amended—

(1) by striking “\$345,000,000” and inserting “\$250,000,000”; and

(2) by striking “\$2,500,000,000” and inserting “\$2,405,000,000”.

SEC. 602. Of the funds made available in fiscal year 1995 to the Department of Labor in Public Law 103-333 for compliance assistance and enforcement activities, \$8,975,000 are rescinded.

CHAPTER VII

LEGISLATIVE BRANCH

HOUSE OF REPRESENTATIVES

PAYMENTS TO WIDOWS AND HEIRS OF
DECEASED MEMBERS OF CONGRESS

For payment to the family trust of Dean A. Gallo, late a Representative from the State of New Jersey, \$133,600.

JOINT ITEMS

JOINT ECONOMIC COMMITTEE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$460,000 are rescinded.

JOINT COMMITTEE ON PRINTING
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$238,137 are rescinded.

OFFICE OF TECHNOLOGY ASSESSMENT

SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$650,000 are rescinded.

CONGRESSIONAL BUDGET OFFICE

SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$187,000 are rescinded.

ARCHITECT OF THE CAPITOL

CAPITOL BUILDINGS AND GROUNDS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$850,000 are rescinded.

CAPITAL POWER PLANT

Of the funds made available under this heading in Public Law 103-283, \$1,650,000 are rescinded.

GOVERNMENT PRINTING OFFICE

CONGRESSIONAL PRINTING AND BINDING
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$5,000,000 are rescinded.

BOTANIC GARDEN

SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available until expended by transfer under this heading in Public Law 103-283, \$7,000,000 are rescinded.

GOVERNMENT PRINTING OFFICE

OFFICE OF SUPERINTENDENT OF DOCUMENTS

SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$600,000 are rescinded.

LIBRARY OF CONGRESS

SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$150,000 are rescinded.

BOOKS FOR THE BLIND AND PHYSICALLY
HANDICAPPED

SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$100,000 are rescinded.

GENERAL ACCOUNTING OFFICE

SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-283, \$8,867,000 are rescinded.

CHAPTER VIII

DEPARTMENT OF DEFENSE—MILITARY
CONSTRUCTION

MILITARY CONSTRUCTION, ARMY
(RESCISSION)

Of the funds made available under this heading in Public Law 103-307, \$10,000,000 are rescinded.

MILITARY CONSTRUCTION, NAVY
(RESCISSION)

Of the funds made available under this heading in Public Law 103-307, \$13,050,000 are rescinded.

MILITARY CONSTRUCTION, AIR FORCE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-307, \$33,250,000 are rescinded.

MILITARY CONSTRUCTION, AIR NATIONAL
GUARD
(RESCISSION)

Of the funds made available under this heading in Public Law 103-307, \$1,340,000 are rescinded.

NORTH ATLANTIC TREATY ORGANIZATION

INFRASTRUCTURE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-307, \$69,000,000 are rescinded.

BASE REALIGNMENT AND CLOSURE ACCOUNT,
PART II
(RESCISSION)

Of the funds made available under this heading in Public Law 103-307, \$10,628,000 are rescinded.

BASE REALIGNMENT AND CLOSURE ACCOUNT,
PART III
(RESCISSION)

Of the funds made available under this heading in Public Law 103-307, \$93,566,000 are rescinded.

CHAPTER IX

DEPARTMENT OF TRANSPORTATION
AND RELATED AGENCIES

OFFICE OF THE SECRETARY

WORKING CAPITAL FUND
(RESCISSION)

The obligation authority under this heading in Public Law 103-331 is hereby reduced by \$4,000,000.

PAYMENTS TO AIR CARRIERS
(AIRPORT AND AIRWAY TRUST FUND)
(RESCISSION)

Of the funds made available under this heading, \$7,900,000 are rescinded: *Provided*, That the Secretary shall not enter into any contracts for "Small Community Air Service" beyond September 30, 1995, which require compensation fixed and determined under subchapter II of chapter 417 of Title 49, United States Code (49 U.S.C. 41731-42) payable by the Department of Transportation: *Provided further*, That no funds under this head shall be available for payments to air carriers under subchapter II.

COAST GUARD
OPERATING EXPENSES
(RESCISSION)

Of the amounts provided under this heading in Public Law 103-331, \$3,700,000 are rescinded.

ACQUISITION, CONSTRUCTION, AND
IMPROVEMENTS
(RESCISSION)

Of the available balances under this heading, \$34,298,000 are rescinded.

ENVIRONMENTAL COMPLIANCE AND
RESTORATION
(RESCISSION)

Of the amounts provided under this heading in Public Law 103-331, \$400,000 are rescinded.

FEDERAL AVIATION ADMINISTRATION
OPERATIONS
(RESCISSION)

Of the available balances under this heading, \$1,000,000 are rescinded: *Provided*, That the following proviso in Public Law 103-331 under this heading is repealed, "*Provided further*, That of the funds available under this head, \$17,500,000 is available only for permanent change of station moves for members of the air traffic work force".

FACILITIES AND EQUIPMENT
(AIRPORT AND AIRWAY TRUST FUND)
(RESCISSION)

Of the available balances under this heading, \$31,850,000 are rescinded.

RESEARCH, ENGINEERING, AND DEVELOPMENT
(AIRPORT AND AIRWAY TRUST FUND)
(RESCISSION)

Of the available balances under this heading, \$7,500,000 are rescinded.

GRANTS-IN-AID FOR AIRPORTS
(AIRPORT AND AIRWAY TRUST FUND)
(RESCISSION)

Of the available contract authority balances under this account, \$1,300,000,000 are rescinded.

FEDERAL HIGHWAY ADMINISTRATION
LIMITATION ON GENERAL OPERATING
EXPENSES
(RESCISSION)

The obligation limitation under this heading in Public Law 103-331 is hereby reduced by \$45,950,000.

FEDERAL-AID HIGHWAYS
(LIMITATION ON OBLIGATIONS)
(HIGHWAY TRUST FUNDS)
(RESCISSION)

The obligation limitation under this heading in Public Law 103-331 is hereby reduced by \$403,590,000 of which \$27,640,000 shall be deducted from amounts made available for the Applied Research and Technology Program authorized under section 307(e) of title 23, United States Code, and \$50,000,000 shall be deducted from the amounts available for the

Congestion Pricing Pilot Program authorized under section 1002(b) of Public Law 102-240, and \$45,950,000 shall be deducted from the limitation on General Operating Expenses: *Provided*, That the amounts deducted from the aforementioned programs are rescinded.

FEDERAL-AID HIGHWAYS
EMERGENCY RELIEF PROGRAM
(HIGHWAY TRUST FUND)
(RESCISSION)

Of the amounts provided under this heading in Public Law 103-211, \$50,000,000 are rescinded.

NATIONAL HIGHWAY TRAFFIC SAFETY
ADMINISTRATION
HIGHWAY TRAFFIC SAFETY GRANTS
(HIGHWAY TRUST FUND)
(RESCISSION)

Of the available balances of contract authority under this heading, \$20,000,000 are rescinded.

FEDERAL RAILROAD ADMINISTRATION
OFFICE OF THE ADMINISTRATOR
(TRANSFER OF FUNDS)

Section 341 of Public Law 103-331 is amended by deleting "and received from the Delaware and Hudson Railroad," after "amended,".

NORTHEAST CORRIDOR IMPROVEMENT PROGRAM
(RESCISSION)

Of the amounts provided under this heading in Public Law 103-331, \$7,768,000 are rescinded.

MISCELLANEOUS APPROPRIATIONS
Of the amounts appropriated under this heading in Public Law 103-211, \$36,900,000 are rescinded.

MISCELLANEOUS HIGHWAY TRUST FUNDS
Of the amounts appropriated under this heading in Public Law 103-211, \$6,800,000 are rescinded.

NATIONAL MAGNETIC LEVITATION PROTOTYPE
DEVELOPMENT PROGRAM
(HIGHWAY TRUST FUND)
(RESCISSION)

Of the available balances of contract authority under this heading, \$250,000,000 are rescinded.

FEDERAL TRANSIT ADMINISTRATION
DISCRETIONARY GRANTS
(LIMITATION ON OBLIGATIONS)
(HIGHWAY TRUST FUND)
(RESCISSION)

The obligation limitation under this heading in Public Law 103-331 is hereby reduced by \$17,650,000: *Provided*, That such reduction shall be made from obligational authority available to the Secretary for the replacement, rehabilitation, and purchase of buses and related equipment and the construction of bus-related facilities.

Notwithstanding Section 313 of Public Law 103-331, the obligation limitations under this heading in the following Department of Transportation and Related Agencies Appropriations Acts are reduced by the following amounts:

Public Law 102-143, \$62,833,000, to be distributed as follows:

(a) \$2,563,000, for the replacement, rehabilitation, and purchase of buses and related equipment and the construction of bus-related facilities: *Provided*, That the foregoing reduction shall be distributed according to the reductions identified in Senate Report 104-17, for which the obligation limitation in Public Law 102-143 was applied; and

(b) \$60,270,000, for new fixed guideway systems, to be distributed as follows:

\$2,000,000, for the Cleveland Dual Hub Corridor Project;

\$930,000, for the Kansas City-South LRT Project;

\$1,900,000, for the San Diego Mid-Coast Extension Project;

\$34,200,000, for the Hawthorne-Warwick Commuter Rail Project;

\$8,000,000, for the San Jose-Gilroy Commuter Rail Project;

\$3,240,000, for the Seattle-Tacoma Commuter Rail Project; and

\$10,000,000, for the Detroit LRT Project.

Public Law 101-516, \$4,460,000, for new fixed guideway systems, to be distributed as follows:

\$4,460,000 for the Cleveland Dual Hub Corridor Project.

GENERAL PROVISIONS
(INCLUDING RESCISSIONS)

SEC. 901. Of the funds provided in Public Law 103-331 for the Department of Transportation working capital fund (WCF), \$4,000,000 are rescinded, which limits fiscal year 1995 WCF obligational authority for elements of the Department of Transportation funded in Public Law 103-331 to no more than \$89,000,000.

SEC. 902. Of the total budgetary resources available to the Department of Transportation (excluding the Maritime Administration) during fiscal year 1995 for civilian and military compensation and benefits and other administrative expenses, \$10,000,000 are permanently canceled.

SEC. 903. Section 326 of Public Law 103-122 is hereby amended to delete the words "or previous Acts" each time they appear in that section.

CHAPTER X

TREASURY, POSTAL SERVICE, AND
GENERAL GOVERNMENT

INDEPENDENT AGENCIES

GENERAL SERVICES ADMINISTRATION

FEDERAL BUILDINGS FUND
(TRANSFER OF FUNDS)

Of the funds made available for the Federal Buildings Fund in Public Law 103-329, \$5,000,000 shall be made available by the General Services Administration to implement an agreement between the Food and Drug Administration and another entity for space, equipment and facilities related to seafood research.

OFFICE OF PERSONNEL MANAGEMENT

GOVERNMENT PAYMENT FOR ANNUITANTS,
EMPLOYEE LIFE INSURANCE BENEFITS

For an additional amount for "Government payment for annuitants, employee life insurance", \$9,000,000 to remain available until expended.

DEPARTMENT OF THE TREASURY

DEPARTMENTAL OFFICES

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$100,000 are rescinded.

FINANCIAL MANAGEMENT SERVICE

SALARIES AND EXPENSES

(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$160,000 are rescinded.

UNITED STATES MINT

SALARIES AND EXPENSES

(TRANSFER OF FUNDS)

In the paragraph under this heading in Public Law 103-329, insert "not to exceed" after "of which".

BUREAU OF THE PUBLIC DEBT
ADMINISTERING THE PUBLIC DEBT

SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-123, \$1,500,000 are rescinded.

INTERNAL REVENUE SERVICE
INFORMATION SYSTEMS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$1,490,000 are rescinded.

TAX LAW ENFORCEMENT

Of the \$4,385,459,000 made available under this heading in Public Law 103-329, \$100,000,000 are rescinded. The Internal Revenue Service shall not hire any additional revenue officers in fiscal year 1995 and any additional revenue officers that have been hired in fiscal year 1995 shall be redeployed as call site collectors. The examination and inspection activities of the Secretary of the Treasury conducted pursuant to the provisions of the Internal Revenue Code of 1986 shall be maintained at not less than the level of such activities for fiscal year 1994.

ADMINISTRATIVE PROVISION—INTERNAL
REVENUE SERVICE

In the paragraph under this heading in Public Law 103-329, in section 3, after “\$119,000,000”, insert “annually”.

EXECUTIVE OFFICE OF THE PRESIDENT
AND FUNDS APPROPRIATED TO THE
PRESIDENT

THE WHITE HOUSE OFFICE
SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$171,000 are rescinded.

FEDERAL DRUG CONTROL PROGRAMS

SPECIAL FORFEITURE FUND

(INCLUDING TRANSFER AND RESCISSION OF
FUNDS)

For activities authorized by Public Law 100-690, an additional amount of \$13,200,000, to remain available until expended for transfer to the United States Customs Service, “Salaries and expenses” for carrying out border enforcement activities: *Provided*, That of the funds made available under this heading in Public Law 103-329, \$13,200,000 are rescinded.

INDEPENDENT AGENCIES

GENERAL SERVICES ADMINISTRATION

FEDERAL BUILDINGS FUND

LIMITATIONS ON THE AVAILABILITY OF REVENUE
(RESCISSION)

Of the funds made available under this heading in Public Laws 101-136, 101-509, 102-27, 102-141, 103-123, 102-393, 103-329, \$1,842,885,000 are rescinded from the following projects in the following amounts:

Alabama:
Montgomery, U.S. Courthouse annex, \$46,320,000
Arkansas:
Little Rock, Courthouse, \$13,816,000
Arizona:
Bullhead City, FAA grant, \$2,200,000
Lukeville, commercial lot expansion, \$1,219,000
Nogales, Border Patrol, headquarters, \$2,998,000
Phoenix, U.S. Federal Building, Courthouse, \$121,890,000
San Luis, primary lane expansion and administrative office space, \$3,496,000
Sierra Vista, U.S. Magistrates office, \$1,000,000

Tucson, Federal Building, U.S. Courthouse, \$121,890,000
California:
Menlo Park, United States Geological Survey office laboratory building, \$6,868,000
Sacramento, Federal Building-U.S. Courthouse, \$142,902,000
San Diego, Federal building-Courthouse, \$3,379,000
San Francisco, Lease purchase, \$9,702,000
San Francisco, U.S. Courthouse, \$4,378,000
San Francisco, U.S. Court of Appeals annex, \$9,003,000
San Pedro, Customhouse, \$4,887,000
Colorado:
Denver, Federal building-Courthouse, \$8,006,000
District of Columbia:
Central and West heating plants, \$5,000,000
Corps of Engineers, headquarters, \$37,618,000
General Services Administration, Southeast Federal Center, headquarters, \$25,000,000
U.S. Secret Service, headquarters, \$113,084,000
Florida:
Ft. Myers, U.S. Courthouse, \$24,851,000
Jacksonville, U.S. Courthouse, \$10,633,000
Tampa, U.S. Courthouse, \$14,998,000
Georgia:
Albany, U.S. Courthouse, \$12,101,000
Atlanta, Centers for Disease Control, site acquisition and improvement, \$25,890,000
Atlanta, Centers for Disease Control, \$14,110,000
Atlanta, Centers for Disease Control, Roybal Laboratory, \$47,000,000
Savannah, U.S. Courthouse annex, \$3,000,000
Hawaii:
Hilo, federal facilities consolidation, \$12,000,000
Illinois:
Chicago, SSA DO, \$2,167,000
Chicago, Federal Center, \$47,682,000
Chicago, Dirksen building, \$1,200,000
Chicago, J.C. Kluczynski building, \$13,414,000
Indiana:
Hammond, Federal Building, U.S. Courthouse, \$52,272,000
Jeffersonville, Federal Center, \$13,522,000
Kentucky:
Covington, U.S. Courthouse, \$2,914,000
London, U.S. Courthouse, \$1,523,000
Louisiana:
Lafayette, U.S. Courthouse, \$3,295,000
Maryland:
Avondale, DeLaSalle Building, \$16,671,000
Bowie, Bureau of Census, \$27,877,000
Prince Georges/Montgomery Counties, FDA consolidation, \$284,650,000
Woodlawn, SSA building, \$17,292,000
Massachusetts:
Boston, U.S. Courthouse, \$4,076,000
Missouri:
Cape Girardeau, U.S. Courthouse, \$3,688,000
Kansas City, U.S. Courthouse, \$100,721,000
Nebraska:
Omaha, Federal Building, U.S. Courthouse, \$9,291,000
Nevada:
Las Vegas, U.S. Courthouse, \$4,230,000
Reno, Federal building-U.S. Courthouse, \$1,465,000
New Hampshire:
Concord, Federal building-U.S. Courthouse, \$3,519,000
New Jersey:
Newark, parking facility, \$9,000,000
Trenton, Clarkson Courthouse, \$14,107,000
New Mexico:
Albuquerque, U.S. Courthouse, \$47,459,000
Santa Teresa, Border Station, \$4,004,000
New York:
Brooklyn, U.S. Courthouse, \$43,717,000
Holtsville, IRS Center, \$19,183,000
Long Island, U.S. Courthouse, \$27,198,000

North Dakota:
Fargo, Federal building-U.S. Courthouse, \$20,105,000
Pembina, Border Station, \$93,000
Ohio:
Cleveland, Celebreeze Federal Building, \$10,972,000
Cleveland, U.S. Courthouse, \$28,246,000
Steubenville, U.S. Courthouse, \$2,820,000
Youngstown, Federal Building-U.S. Courthouse, \$4,574,000
Oklahoma:
Oklahoma City, Murrah Federal building, \$5,290,000
Oregon:
Portland, U.S. Courthouse, \$5,000,000
Pennsylvania:
Philadelphia, Byrne-Green Federal building-Courthouse, \$30,628,000
Philadelphia, Nix Federal building-Courthouse, \$13,814,000
Philadelphia, Veterans Administration, \$1,276,000
Scranton, Federal building-U.S. Courthouse, \$9,969,000
Rhode Island:
Providence, Kennedy Plaza Federal Courthouse, \$7,740,000
South Carolina:
Columbia, U.S. Courthouse annex, \$592,000
Tennessee:
Greenville, U.S. Courthouse, \$2,936,000
Texas:
Austin, Veterans Administration annex, \$1,028,000
Brownsville, U.S. Courthouse, \$4,339,000
Corpus Christi, U.S. Courthouse, \$6,446,000
Laredo, Federal building-U.S. Courthouse, \$5,986,000
Lubbock, Federal building-Courthouse, \$12,167,000
Ysleta, site acquisition and construction, \$1,727,000
U.S. Virgin Islands:
Charlottee Amalie, St. Thomas, U.S. Courthouse, \$2,184,000
Virginia:
Richmond, Courthouse annex, \$12,509,000
Washington:
Blaine, Border Station, \$4,472,000
Point Roberts, Border Station, \$698,000
Seattle, U.S. Courthouse, \$10,949,000
Walla Walla, Corps of Engineers building, \$2,800,000
West Virginia:
Beckley, Federal building-U.S. Courthouse, \$33,097,000
Martinsburg, IRS center, \$4,494,000
Wheeling, Federal building-U.S. Courthouse, \$35,829,000
Nationwide chlorofluorocarbons program, \$12,300,000
Nationwide energy program, \$15,300,000

OFFICE OF PERSONNEL MANAGEMENT

SALARIES AND EXPENSES
(RESCISSION)

Of the funds made available under this heading in Public Law 103-329, \$3,140,000 are rescinded.

CHAPTER XI

DEPARTMENTS OF VETERANS AFFAIRS
AND HOUSING AND URBAN DEVELOPMENT,
AND INDEPENDENT AGENCIES

FEDERAL EMERGENCY MANAGEMENT AGENCY
DISASTER RELIEF

For an additional amount for “Disaster Relief” for necessary expenses in carrying out the functions of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), \$1,900,000,000, to remain available until expended: *Provided*, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

DISASTER RELIEF EMERGENCY CONTINGENCY
FUND

For necessary expenses in carrying out the functions of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), \$4,800,000,000, to become available on October 1, 1995, and remain available until expended: *Provided*, That such amount shall be available only to the extent that an official budget request for a specific dollar amount, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to Congress: *Provided further*, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

NATIONAL FLOOD INSURANCE FUND
(TRANSFER OF FUNDS)

Of the funds available from the National Flood Insurance Fund for activities under the National Flood Insurance Reform Act of 1994, an additional amount not to exceed \$331,000 shall be transferred as needed to the "Salaries and expenses" appropriation for flood mitigation and flood insurance operations, and an additional amount not to exceed \$5,000,000 shall be transferred as needed to the "Emergency management planning and assistance" appropriation for flood mitigation expenses pursuant to the National Flood Insurance Reform Act of 1994.

DEPARTMENT OF VETERANS AFFAIRS
VETERANS HEALTH ADMINISTRATION
MEDICAL CARE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$50,000,000 are rescinded: *Provided*, That \$20,000,000 of this amount is to be taken from the \$771,000,000 earmarked for the equipment and land and structures object classifications, which amount does not become available until August 1, 1995: *Provided further*, That of the \$16,214,684,000 made available under this heading in Public Law 103-327, the \$9,920,819,000 restricted by section 509 of Public Law 103-327 for personnel compensation and benefits expenditures is reduced to \$9,890,819,000.

DEPARTMENTAL ADMINISTRATION
CONSTRUCTION, MAJOR PROJECTS
(RESCISSION)

Of the funds made available under this heading in Public Law 103-327 and prior years, \$50,000,000 are rescinded.

DEPARTMENT OF HOUSING AND URBAN
DEVELOPMENT
HOUSING PROGRAMSNATIONAL HOMEOWNERSHIP TRUST
DEMONSTRATION PROGRAM
(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$50,000,000 are rescinded.

ANNUAL CONTRIBUTIONS FOR ASSISTED HOUSING
(RESCISSION)

Of the funds made available under this heading in Public Law 103-327 and any unobligated balances from funds appropriated under this heading in prior years, \$451,000,000 of funds for development or acquisition costs of public housing (including public housing for Indian families) are rescinded, except that such rescission shall not apply to funds for replacement housing for units demolished, reconstructed, or otherwise disposed of (including units to be disposed of pursuant

to a homeownership program under section 5(h) or title III of the United States Housing Act of 1937) from the existing public housing inventory, or to funds related to litigation settlements or court orders, and the Secretary shall not be required to make any remaining funds available pursuant to section 213(d)(1)(A) of the Housing and Community Development Act of 1994; \$2,406,789,000 of funds for new incremental rental subsidy contracts under the section 8 existing housing certificate program (42 U.S.C. 1437f) and the housing voucher program under section 8(o) of the Act (42 U.S.C. 1437f(o)), including \$100,000,000 from new programs and \$350,000,000 from pension fund rental assistance as provided in Public Law 103-327, are rescinded, and the remaining authority for such purposes shall be only for units necessary to provide housing assistance for residents to be relocated from existing Federally subsidized or assisted housing, for replacement housing for units demolished, reconstructed, or otherwise disposed of (including units to be disposed of pursuant to a homeownership program under section 5(h) or title III of the United States Housing Act of 1937) from the public housing inventory, for funds related to litigation settlements or court orders, for amendments to contracts to permit continued assistance to participating families, or to enable public housing authorities to implement "mixed population" plans for developments housing primarily elderly residents; \$500,000,000 of funds for expiring contracts for the tenant-based existing housing certificate program (42 U.S.C. 1437f) and the housing voucher program under section 8(o) of the Act (42 U.S.C. 1437f(o)), provided under the heading "Assistance for the renewal of expiring section 8 subsidy contracts" are rescinded, and the Secretary shall require that \$500,000,000 of funds held as project reserves by the local administering housing authorities which are in excess of current needs shall be utilized for such renewals; \$835,150,000 of amounts earmarked for the modernization of existing public housing projects pursuant to section 14 of the United States Housing Act of 1937 are rescinded and the Secretary may take actions necessary to assure that such rescission is distributed among public housing authorities, to the extent practicable, as if such rescission occurred prior to the commencement of the fiscal year; \$106,000,000 of amounts earmarked for special purpose grants are rescinded; \$152,500,000 of amounts earmarked for loan management set-asides are rescinded; and \$90,000,000 of amounts earmarked for the lead-based paint hazard reduction program are rescinded.

(DEFERRAL)

Of funds made available under this heading in Public Law 103-327 and any unobligated balances from funds appropriated under this heading in prior years, \$465,100,000 of amounts earmarked for the preservation of low-income housing programs (excluding \$17,000,000 of previously earmarked, plus an additional \$5,000,000, for preservation technical assistance grant funds pursuant to section 253 of the Housing and Community Development Act of 1987, as amended) shall not become available for obligation until September 30, 1995: *Provided*, That, notwithstanding any other provision of law, pending the availability of such funds, the Department of Housing and Urban Development may suspend further processing of applications with the exception of applications regarding properties for which an owner's appraisal was submitted on or before February 6, 1995, or for which a notice of intent to transfer the property was filed on or before February 6, 1995.

YOUTHBUILD PROGRAM
(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$38,000,000 are rescinded.

HOUSING COUNSELING ASSISTANCE
(RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$38,000,000 are rescinded.

NETHEMIAH HOUSING OPPORTUNITIES FUND
(RESCISSION)

Of the funds transferred to this revolving fund in prior years, \$17,700,000 are rescinded.

ADMINISTRATIVE PROVISIONS

Section 14 of the United States Housing Act of 1937 is amended by adding at the end of the following new subsection:

"(q)(1) Notwithstanding any other provision of law, a public housing agency may use modernization assistance provided under section 14 for any eligible activity currently authorized by this Act or applicable appropriation Acts (including section 5 replacement housing) for a public housing agency, including the demolition of existing units, for replacement housing, for temporary relocation assistance, for drug elimination activities, and in conjunction with other programs; provided the public housing agency consults with the appropriate local government officials (or Indian tribal officials) and with tenants of the public housing development. The public housing agency shall establish procedures for consultation with local government officials and tenants.

"(2) The authorization provided under this subsection shall not extend to the use of public housing modernization assistance for public housing operating assistance."

The above amendment shall be effective for assistance appropriated on or before the effective date of this Act.

Section 18 of the United States Housing Act of 1937 is amended by—

(1) inserting "and" at the end of subsection (b)(1);

(2) striking all that follows after "Act" in subsection (b)(2) and inserting in lieu thereof the following: ", and the public housing agency provides for the payment of the relocation expenses of each tenant to be displaced, ensures that the rent paid by the tenant following relocation will not exceed the amount permitted under this Act and shall not commence demolition or disposition of any unit until the tenant of the unit is relocated;"

(3) striking subsection (b)(3);

(4) striking "(1)" in subsection (c);

(5) striking subsection (c)(2);

(6) inserting before the period at the end of subsection (d) the following: ", provided that nothing in this section shall prevent a public housing agency from consolidating occupancy within or among buildings of a public housing project, or among projects, or with other housing for the purpose of improving the living conditions of or providing more efficient services to its tenants";

(7) striking "under section (b)(3)(A)" in each place it occurs in subsection (e);

(8) redesignating existing subsection (f) as subsection (g); and

(9) inserting a new subsection (f) as follows:

"(f) Notwithstanding any other provision of law, replacement housing units for public housing units demolished may be built on the original public housing site or the same neighborhood if the number of such replacement units is significantly fewer than the number of units demolished."

Section 304(g) of the United States Housing Act of 1937 is hereby repealed.

The above two amendments shall be effective for plans for the demolition, disposition or conversion to homeownership of public housing approved by the Secretary on or before September 30, 1995.

Section 8 of the United States Housing Act of 1937 is amended by adding the following new subsection:

“(z) TERMINATION OF SECTION 8 CONTRACTS AND REUSE OF RECAPTURED BUDGET AUTHORITY.—

“(1) GENERAL AUTHORITY.—The Secretary may reuse any budget authority, in whole or part, that is recaptured on account of termination of a housing assistance payments contract (other than a contract for tenant-based assistance) only for one or more of the following:

“(A) TENANT-BASED ASSISTANCE.—Pursuant to a contract with a public housing agency, to provide tenant-based assistance under this section to families occupying units formerly assisted under the terminated contract.

“(B) PROJECT-BASED ASSISTANCE.—Pursuant to a contract with an owner, to attach assistance to one or more structures under this section.

“(2) FAMILIES OCCUPYING UNITS FORMERLY ASSISTED UNDER TERMINATED CONTRACT.—Pursuant to paragraph (1), the Secretary shall first make available tenant- or project-based assistance to families occupying units formerly assisted under the terminated contract. The Secretary shall provide project-based assistance in instances only where the use of tenant-based assistance is determined to be infeasible by the Secretary.

“(3) EFFECTIVE DATE.—This subsection shall be effective for actions initiated by the Secretary on or before September 30, 1995.”.

INDEPENDENT AGENCIES

CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

SALARIES AND EXPENSES (RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$500,000 are rescinded.

COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS

COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS FUND PROGRAM ACCOUNT (RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$124,000,000 are rescinded.

CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

NATIONAL AND COMMUNITY SERVICE PROGRAMS OPERATING EXPENSES (RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$416,110,000 are rescinded.

ENVIRONMENTAL PROTECTION AGENCY RESEARCH AND DEVELOPMENT (RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$9,635,000 are rescinded.

ABATEMENT, CONTROL, AND COMPLIANCE (RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$9,806,805 are rescinded: *Provided*, That notwithstanding any other provision of law, the Environmental Protection Agency shall not be required to site a computer to support the regional acid deposition monitoring program in the Bay City, Michigan, vicinity.

BUILDINGS AND FACILITIES (RESCISSIONS)

Of the funds made available under this heading in Public Law 102-389 and Public

Law 102-139 for the Center for Ecology Research and Training, \$83,000,000 are rescinded.

HAZARDOUS SUBSTANCE SUPERFUND (RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$100,000, are rescinded.

WATER INFRASTRUCTURE/STATE REVOLVING FUNDS (RESCISSIONS)

Of the funds made available under this heading in Public Law 103-327 and Public Law 103-124, \$1,514,646,000 are rescinded: *Provided*, That \$799,000,000 of this amount is to be derived from amounts appropriated for state revolving funds and \$443,095,000 is to be derived from amounts appropriated for making grants for the construction of wastewater treatment facilities specified in House Report 103-715.

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION SCIENCE, AERONAUTICS AND TECHNOLOGY (RESCISSION)

Of the funds made available under this heading in Public Law 103-327 and any unobligated balances from funds appropriated under “Research and Development” in prior years, \$68,000,000 are rescinded.

CONSTRUCTION OF FACILITIES (RESCISSION)

Of the funds made available under this heading in Public Law 102-389, for the Consortium for International Earth Science Information Network, \$27,000,000 are rescinded; and any unobligated balances from funds appropriated under this heading in prior years, \$49,000,000 are rescinded.

NATIONAL AERONAUTICAL FACILITIES

The first proviso under this heading in Public Law 103-127 is repealed, and the amounts made available under this heading are to remain available under September 30, 1997.

MISSION SUPPORT (RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$6,000,000 are rescinded.

NATIONAL SCIENCE FOUNDATION ACADEMIC RESEARCH INFRASTRUCTURE (RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$131,867,000 are rescinded.

CORPORATIONS

FEDERAL DEPOSIT INSURANCE CORPORATION FDIC AFFORDABLE HOUSING PROGRAM (RESCISSION)

Of the funds made available under this heading in Public Law 103-327, \$11,281,034 are rescinded.

TITLE II—GENERAL PROVISIONS

SEC. 2001. TIMBER SALES.

(A) SALVAGE TIMBER.—

(1) DEFINITION.—In this subsection, the term “salvage timber sale”—

(A) means a timber sale for which an important reason for entry includes the removal of disease—or insect-infected trees, dead, damaged, or downed trees, or trees affected by fire or imminently susceptible to fire or insect attack; and

(B) includes the removal of associated trees or trees lacking the characteristics of a healthy and viable ecosystem for the purpose of ecosystem improvement or rehabilitation, except that any such sale must include an identifiable salvage component of trees described in the first sentence.

(2) DIRECTION TO COMPLETE SALVAGE TIMBER SALES.—Notwithstanding any other law (including a law under the authority of which any judicial order may be outstanding on or after the date of enactment of this Act) the Secretary of Agriculture, acting through the Chief of the Forest Service, and the Secretary of the Interior, acting through the Director of the Bureau of Land Management, shall—

(A) expeditiously prepare, offer, and award salvage timber sale contracts on Federal lands, except in—

(i) any area on Federal lands included in the National Wilderness Preservation System;

(ii) any roadless area on Federal lands designated by Congress for wilderness study in Colorado or Montana;

(iii) any roadless area on Federal lands recommended by the Forest Service or Bureau of Land Management for wilderness designation in its most recent land management plan in effect as of the date of enactment of this Act; or

(iv) any area on Federal lands on which timber harvesting for any purpose is prohibited by statute; and

(B) perform the appropriate revegetation and tree planting operations in the area in which the salvage operations occurred.

(3) SALE DOCUMENTATION.—

(A) IN GENERAL.—For each salvage timber sale conducted under paragraph (2), the Secretary concerned shall prepare a document that combines an environmental assessment under section 102(2) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2)(E)) (including regulations implementing that section) and a biological evaluation under section 7(a)(2) of the Endangered Species Act of 1973 (16 U.S.C. 1536(a)(2)) and other applicable Federal law and implementing regulations.

(B) MATTERS TO BE CONSIDERED.—The environmental assessment and biological evaluation under subparagraph (A) shall, at the sole discretion of the Secretary concerned and to the extent that the Secretary concerned considers appropriate and feasible, consider the environmental effects of the salvage timber sale and consider the effect, if any, on threatened or endangered species.

(C) USE OF PREVIOUSLY PREPARED DOCUMENT.—In lieu of preparing a new document under this paragraph, the Secretary concerned may use a document prepared pursuant to the National Environmental Policy Act of 1969 before the date of the enactment of this Act, a biological evaluation written before that date, or information collected for such a document or evaluation if the document, evaluation, or information applies to the Federal lands covered by the proposed sale. Any salvage sale in preparation on the date of enactment of this Act shall be subject to the provisions of this section.

(D) SCOPE AND CONTENT.—The scope and content of the documentation and information prepared, considered, and relied on under this paragraph is at the sole discretion of the Secretary concerned.

(4) VOLUME.—In each of fiscal years 1995 and 1996—

(A) the Secretary of Agriculture, acting through the Chief of the Forest Service, shall—

(i) prepare, offer, and award salvage timber sale contracts under paragraph (1) on Forest Service lands to the maximum extent feasible to reduce the backlogged volume of salvage timber as described in paragraph (i); and

(B) the Secretary of the Interior, acting through the Director of the Bureau of Land Management, shall—

(i) prepare, offer, and award salvage timber sale contracts under paragraph (1) on Bureau of Land Management lands to the maximum extent feasible to reduce the backlogged volume of salvage timber as described in paragraph (1).

(5) EFFECT ON OTHER LAWS.—Any timber sale prepared, advertised, offered, awarded, or operated in accordance with paragraph (1) shall be deemed to satisfy the requirements of all applicable Federal laws (including regulations), including—

(A) the Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1600 et seq.);

(B) the Federal Land Policy Management Act of 1976 (43 U.S.C. 1701 et seq.);

(C) the National Environmental Policy Act of 1969 (42 U.S.C. 4331 et seq.);

(D) the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.);

(E) the National Forest Management Act (16 U.S.C. 472a et seq.);

(F) the Multiple-Use Sustained Yield Act (16 U.S.C. 528 et seq.); and

(G) other Federal environmental laws.

(6) SALE PREPARATION.—The Secretary concerned shall make use of all available authority, including the employment of private contractors and the use of expedited fire contracting procedures, to prepare and advertise salvage timber sales under this subsection. The provisions of section 3(d)(1) of the Federal Workforce Restructuring Act of 1994 (Public Law 103-226) shall not apply to any former employee of the Department of the Secretary concerned who received a voluntary separation incentive payment authorized by such Act and accepts employment pursuant to this paragraph.

(7) REPORTING REQUIREMENTS.—Each Secretary shall report to the Committee on Appropriations and the Committee on Resources of the House of Representatives, and the Committee on Appropriations and the Committee on Energy and Natural Resources of the United States Senate, 90 days after the date of enactment of this Act and on the final day of each 90 day period thereafter throughout each of fiscal years 1995 and 1996, on the number of sales and volumes contained therein offered during such 90 day period and expected to be offered during the next 90 day period.

(b) OPTION 9.—

(1) DIRECTION TO COMPLETE TIMBER SALES.—Notwithstanding any other law (including a law under the authority of which any judicial order may be outstanding on or after the date of enactment of this Act), the Secretary of the Interior, acting through the Director of the Bureau of Land Management, and the Secretary of Agriculture, acting through the Chief of the Forest Service, shall expeditiously prepare, offer, and award timber sale contracts on Federal lands in the forests specified within Option 9, as selected by the Secretary of the Interior and the Secretary of Agriculture on April 13, 1994.

(2) EFFECT ON OTHER LAWS.—Any timber sale prepared, advertised, offered, awarded, or operated in accordance with paragraph (1) shall be deemed to satisfy the requirements of all applicable Federal laws (including regulations), including—

(A) the Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1600 et seq.);

(B) the Federal Land Policy Management Act of 1976 (43 U.S.C. 1701 et seq.);

(C) the National Environmental Policy Act of 1969 (42 U.S.C. 4331 et seq.);

(D) the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.);

(E) the National Forest Management Act (16 U.S.C. 472a et seq.);

(F) the Multiple-Use Sustained Yield Act (16 U.S.C. 528 et seq.); and

(G) other Federal environmental laws.

(c) JUDICIAL AND ADMINISTRATIVE REVIEW.—

(1) JUDICIAL AUTHORITY.—

(A) RESTRAINING ORDERS AND PRELIMINARY INJUNCTIONS.—No restraining order or preliminary injunction shall be issued by any court of the United States with respect to a decision to prepare, advertise, offer, award, or operate any timber sale offered under subsection (a) or (b).

(B) PERMANENT INJUNCTIONS.—The courts of the United States shall have authority to enjoin permanently, order modification of, or void an individual sale under subsection (a) or (b) if, at a trial on the merits, it has been determined that the decision to prepare, advertise, offer, award, or operate the sale was arbitrary, capricious, or otherwise not in accordance with law.

(2) TIME AND VENUE FOR CHALLENGE.—

(A) IN GENERAL.—Any challenge to a timber sale under subsection (a) or (b) shall be brought as a civil action in the United States district court for the district in which the affected Federal lands are located within 15 days after the date of the initial advertisement of the challenged timber sale.

(B) NO WAIVER.—The Secretary of the Interior and the Secretary of Agriculture may not agree to, and a court may not grant, a waiver the requirements of subparagraph (A).

(3) STAY OF ADMINISTRATIVE ACTION.—During the 45-day period after the date of filing of a civil action under paragraph (2), the affected agency shall take no action to award a challenged timber sale.

(4) TIME FOR DECISION.—A civil action filed under this section shall be assigned for hearing at the earliest possible date, and the court shall render its final decision relative to any challenge within 45 days after the date on the action is brought, unless the court determines that a longer period of time is required to satisfy the requirements of the United States Constitution.

(5) EXPEDITING RULES.—The court may establish rules governing the procedures for a civil action under paragraph (2) that set page limits on briefs and time limits on filing briefs, motions, and other papers that are shorter than the limits specified in the Federal Rules of Civil Procedure or Federal Rules of Appellate Procedure.

(6) SPECIAL MASTERS.—In order to reach a decision within 45 days, the court may assign all or part of any proceeding under this subsection to 1 or more special masters for prompt review and recommendations to the court.

(7) NO ADMINISTRATIVE REVIEW.—A timber sale conducted under subsection (a) or (b), and any decision of the Secretary of Agriculture or the Secretary of the Interior in connection with the sale, shall not be subject to administrative review.

(d) EXPIRATION DATE.—Subsection (a) and (b) shall expire effective as of September 30, 1996, but the terms and conditions of those subsections shall continue in effect with respect to timber sale contracts offered under this Act until the completion of performance of the contracts.

(e) AWARD AND RELEASE OF PREVIOUSLY OFFERED AND UNAWARDED TIMBER SALE CONTRACTS.—

(1) AWARD AND RELEASE REQUIRED.—Notwithstanding any other law, within 30 days after the date of the enactment of this Act, the Secretary concerned shall act to award, release, and permit to be completed in fiscal years 1995 and 1996, with no change in originally advertised terms and volumes, all timber sale contracts offered or awarded before that date in any unit of the National Forest

System or district of the Bureau of Land Management subject to section 318 of Public Law 101-121 (103 Stat. 745).

(2) THREATENED OR ENDANGERED SPECIES.—No sale unit shall be released or completed under this subsection if any threatened or endangered species is known to be nesting within the acreage that is the subject of the sale unit.

(3) ALTERNATIVE OFFER IN CASE OF DELAY.—If for any reason a sale cannot be released and completed under the terms of this subsection within 45 days after the date of enactment of this Act, the Secretary of Agriculture or the Secretary of the Interior, as the case may be, shall provide the purchaser an equal volume of timber, of like kind and value, which shall be subject to the terms of the original contract, and shall not count against current allowable sale quantities.

(f) EFFECT ON PLANS, POLICIES, AND ACTIVITIES.—Compliance with this section shall not require or permit any revisions, amendment, consultation, supplementation, or other administrative action in or for any land management plan, standard, guideline, policy, regional guide or multi-forest plan because of implementation or impacts, site-specific or cumulative, of activities authorized or required by this section. No project decision shall be required to be halted or changed by such documents or guidance, implementation, or impacts.

SEC. 2002. Section 633 of the Treasury, Postal Service and General Government Appropriations Act, 1995 (Public Law 103-329; 108 Stat. 2428) is amended by adding at the end of the section the following new subsection:

“(g) Notwithstanding the provisions of subsection (e)(1), any Office of Inspector General that employed less than four criminal investigators on the date of the enactment of this Act, and whose criminal investigators were not receiving administratively uncontrollable overtime before such date of enactment, may provide availability pay to those criminal investigators at any time after September 30, 1995.”

SEC. 2003. Section 5542 of title 5, United States Code, is amended by striking subsection (d).

SEC. 2004. Section 5545a(c) of title 5, United States Code, is amended by adding after the last sentence, “An agency may direct a criminal investigator to work unscheduled duty hours on days when regularly scheduled overtime is provided under section 5542, and that duty may be related to the duties for which the investigator was scheduled or other duties based on the needs of the agency.”

SEC. 2005. Notwithstanding any other provision of law, beginning 30 days from the date of enactment of this Act and continuing thereafter, United States Customs Service Pilots compensated for administratively uncontrollable overtime under the provisions of section 5545(c) of title 5, United States Code, shall be provided availability pay authorized under the provisions of section 5545(a) of title 5, United States Code, and all other provisions of such title shall apply to such Customs Service pilots.

GENERAL PROVISIONS

SEC. 2006. None of the funds made available in any appropriations Act for fiscal year 1995 may be used by the Environmental Protection Agency to require any state to comply with the requirement of section 182 of the Clean Air Act by adopting or implementing a test-only or IM240 enhanced vehicle inspection and maintenance program, except that EPA may approve such a program if a state

chooses to submit one to meet that requirement.

SEC. 2007. None of the funds made available in any appropriations Act for fiscal year 1995 may be used by the Environmental Protection Agency to impose or enforce any requirement that a state implement trip reduction measures to reduce vehicular emissions.

SEC. 2008. None of the funds made available in any appropriations Act for fiscal year 1995 may be used by the Environmental Protection Agency for listing or to list any additional facilities on the National Priorities List established by section 105 of the Comprehensive Environmental Response Compensation and Liability Act (CERCLA), 42 U.S.C. 9605, unless the Administrator receives a written request to propose for listing or to list a facility from the governor of the state in which the facility is located, or unless legislation to reauthorize CERCLA is enacted.

SEC. 2009. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

This Act may be cited as the "Second Supplemental Appropriations and Rescissions Act, 1995".

SEC. 2010. PROHIBITION ON USE OF FUNDS TO DELINEATE NEW AGRICULTURAL WETLANDS.

(a) IN GENERAL.—Except as provided in subsection (b), during the period beginning on the date of enactment of this Act and ending on December 31, 1995, none of the funds made available by this or any other Act may be used by the Secretary of Agriculture to delineate wetlands for the purpose of certification under sections 1222(a) of the Food Security Act of 1985 (16 U.S.C. 3822(a)).

(b) EXCEPTION.—Subsection (a) shall not apply to land if the owner or operator of the land requests a determination as to whether the land is considered a wetland under subtitle C of title XII of the Food Security Act of 1985 (16 U.S.C. 3821 et seq.) or any other provision of law.

SEC. 2011. FEDERAL ADMINISTRATIVE AND TRAVEL EXPENSES

(RESCISSION)

Of the funds available to the agencies of the Federal Government, \$104,000,000 are hereby rescinded: *Provided*, That rescissions pursuant to this paragraph shall be taken only from administrative and travel accounts: *Provided further*, That rescissions shall be taken on a pro rata basis from funds available to every Federal agency, department, and office, including the Office of the President.

TITLE III—IMPACT OF LEGISLATION ON CHILDREN

SEC. 3001. SENSE OF CONGRESS.

It is the sense of Congress that Congress should not enact or adopt any legislation that will increase the number of children who are hungry or homeless.

TITLE IV—DEFICIT REDUCTION

DOWNWARD ADJUSTMENTS IN DISCRETIONARY SPENDING LIMITS

SEC. 4001. Upon the enactment of this Act, the Director of the Office of Management and Budget shall make downward adjustments in the discretionary spending limits (new budget authority and outlays) specified in section 601(a)(2) of the Congressional Budget Act of 1974 for each of the fiscal years 1995 through 1998 by the aggregate amount of estimated reductions in new budget authority and outlays for discretionary programs resulting from the provisions in this Act (other than emergency appropriations) for such fiscal year, as calculated by the Director.

PROHIBITION ON USE OF SAVINGS TO OFFSET DEFICIT INCREASES RESULTING FROM DIRECT SPENDING OR RECEIPTS LEGISLATION

SEC. 4002. Reductions in outlays, and reductions in the discretionary spending limits specified in section 601(a)(2) of the Congressional Budget Act of 1974, resulting from the enactment of this Act shall not be taken into account for purposes of section 252 of the Balanced Budget and Emergency Deficit Control Act of 1985.

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

Mr. PACKWOOD. Mr. President, I ask unanimous consent that the Committee on Agriculture, Nutrition, and Forestry be allowed to meet during the session of the Senate on Friday, March 31, at 9:30 a.m., in SR-332, to discuss agricultural credit in the new century.

The PRESIDING OFFICER. Without objection, it is so ordered.

ADDITIONAL STATEMENTS

INDEPENDENCE DAY FOR SOCIAL SECURITY

• Mr. MOYNIHAN. Mr. President, today is a day of independence. Today, the Social Security Administration becomes an independent agency of the U.S. Government. This is an event of historic importance for Social Security and for the Nation.

We have increased the stature of the Social Security Administration, strengthened its leadership, and established a bipartisan advisory board. I am proud to have sponsored the legislation, the Social Security Administration Reform Act of 1994, that brought about these changes, for they were sorely needed. Public confidence in the Social Security system has declined to the point where a recent survey of 18- to 34-year-olds revealed that 46 percent of respondents believed in UFO's, while only 28 percent believed their Social Security will be there when they retire.

Mr. President, there is no greater authority on Social Security in the Nation's Capital, or indeed anywhere in the United States, than my distinguished friend Robert J. Myers. Bob Myers came to Washington in 1934 and was quite literally present at the creation of Social Security. He served as Chief Actuary of the Social Security Administration from 1947 to 1970, and as Deputy Commissioner from 1981 to 1982, after which he became Executive Director of the National Commission on Social Security Reform. Bob Myers is a familiar figure to members of the Committee on Finance, where he is a frequent witness on Social Security matters, and he is well known to many other Members of the Senate and House of Representatives. When it comes to Social Security, he is an institution unto himself. And so when an expert of Bob Myers' vast knowledge

and experience speaks out on this subject, we had all better listen closely.

I invoke Robert Myers on this day—Social Security independence day—because he has just written an outstanding commentary in response to a recent Time magazine article entitled "The Case for Killing Social Security." The cover of the March 20 issue of Time depicts a Social Security card torn into pieces. The lengthy Time article argues that in the next two decades, Social Security will "be lurching into its final crisis."

Well, Mr. President, the "case for killing Social Security" is weak indeed, and Bob Myers has demonstrated this as only he can. His paper makes clear that, far from being close to demise, the Social Security system will remain solvent with only minor adjustments. Yes, reasonable, measured changes will need to be made in order to assure solvency over the long term. But Congress and various administrations have never shirked from this bipartisan responsibility in the past, and we will not do so in the future. Social Security is not at risk, and we need to say so—as Bob Myers has done with great clarity.

Mr. President, I ask that the text of the commentary by Robert J. Myers be printed in the RECORD.

The commentary follows:

COMMENTARY ON TIME MAGAZINE'S COVER STORY ON THE SOCIAL SECURITY PROGRAM
(By Robert J. Myers)

The cover of Time, the Weekly Newsmagazine, for March 20 was captioned "The Case for Killing Social Security." The contents featured a nine-page article going into detail as to why the program should be drastically changed, even eliminated, by moving to an entirely different system based on individual savings accounts. Unfortunately, the article involves many half truths, errors, and omissions of pertinent facts and is not well balanced.

The general thrust of this article is well shown by its introductory sentence—"You know a government program is in trouble when it's less credible than a flying saucer." The basis of this remark is from the results of an opinion survey of persons aged 18-34 made by the Third Millennium. This showed that 46% of the respondents believed that UFO's exist, while only 28% thought that Social Security will still exist by the time that they retire.

A very knowledgeable senator has made the comment about this so-called analysis of the financial solvency of the Social Security program that those who believe in the existence of UFO's are "dopey". Accordingly, their views on such a complex matter as the long-range viability of the Social Security program cannot be taken too seriously. Or their views as to UFO's may be considered as an attempt to be funny—under the theory "ask a silly question, expect a silly answer."

The article then states that, in about 20 years, Social Security "will be lurching into its final crisis" and will "collapse altogether". It immediately contradicts this "certainty" by saying that this can be avoided by benefit reductions or tax increases, although asserting that these would have to be "stunning" and "huge". The article fails to recognize that the program is not—and has not, in the past, been—unchangeable. Further, such changes (which, admittedly, are very likely needed) do not involve great